

# MINNEAPOLIS CITY COUNCIL OFFICIAL PROCEEDINGS

## REGULAR MEETING OF

**AUGUST 25, 2000**

(Published September 2, 2000,  
in *Finance and Commerce*)

Council Chamber

Minneapolis, Minnesota

August 25, 2000 - 9:30 a.m.

President Cherryhomes in the Chair.

Present - Council Members Lane, McDonald, Johnson, Thurber, Ostrow, Campbell, Niland, Goodman, Colvin Roy, Herron, Mead, President Cherryhomes.

Absent - Biernat.

Campbell moved acceptance of the minutes of the special meeting of August 8, the regular meeting of August 11, and the adjourned sessions held August 14, 2000. Seconded.

Adopted upon a voice vote.

Campbell moved referral of petitions and communications and reports of the City officers to proper Council committees and departments. Seconded.

Adopted upon a voice vote.

## PETITIONS AND COMMUNICATIONS

### **COMMUNITY DEVELOPMENT (See Rep):**

COMMUNITY DEVELOPMENT AGENCY, MINNEAPOLIS (MCDA) (266157)

People Serving People (251 Portland Ave): Resolution authorizing final approval to issue bonds to rehab building for homeless family shelter.

CDBG Housing Funds: Reallocation of Homeownership SF funds & Homeownership NHS funds to Multifamily Rental & Cooperative Program.

Building a City That Works: A Strategic Plan for the MCDA.

Urban Village: Financing scenario options for housing development in vicinity of Aldrich & Dupont Aves S & W 28th St & W 29th St Greenway.

COORDINATOR (266158)

1999 Consolidated Annual Performance & Evaluation Report, w/Attachment.

Hosmer Library Project: Authorizing remaining CDBG balance of \$50,482.61 for Hosmer Library project to be used for automatic door installation project.

Southern Theatre Foundation: Authorize Subordination Agreement subordinating the existing City mortgage to a mortgage from the Associated Bank for rehab of the theater.

**COMMUNITY DEVELOPMENT and TRANSPORTATION & PUBLIC WORKS and  
W&M/BUDGET (See Rep):**

COMMUNITY DEVELOPMENT AGENCY, MINNEAPOLIS (MCDA) (266159)

City Apartments at Lyn-Lake (714 W Lake St): Concept approval of Village Green Residential Properties, Inc development proposal for Aldrich Ave municipal parking lot.

Near Northside Redevelopment Project: Financing Plan for Infrastructure & Open Space.

**COMMUNITY DEVELOPMENT and WAYS & MEANS/BUDGET:**

COMMUNITY DEVELOPMENT AGENCY, MINNEAPOLIS (MCDA) (266160)

1999 Annual Tax Increment Disclosure Report.

**COMMUNITY DEVELOPMENT and WAYS & MEANS/BUDGET (See Rep):**

COMMUNITY DEVELOPMENT AGENCY, MINNEAPOLIS (MCDA) (266161)

Washburn Crosby Mill: Appropriations for pollution remediation and rehabilitation of the Gold Medal sign.

Mpls Neighborhood Housing Recycling Program, aka Home Ownership Works: Establishment of appropriation in Fund SHW0 of \$3 million.

Sam S Shubert Theater: Artspace, Inc request for extension of lease and option period.

COORDINATOR (266162)

Longfellow-Seward Healthy Seniors Program & Nokomis Healthy Seniors Program: Addition of programs as new Consolidated Plan projects, w/Attachment.

FY99 & FY00 Emergency Shelter Grants: Affirm capital uses of ESG as high funding priority & retain MCDA as sub-recipient, related funding actions.

**INTERGOVERNMENTAL RELATIONS:**

MINNESOTA STATE OFFICES: DEPT OF REVENUE (266163)

Tax reform project proposed by Ventura Administration - informational presentation: A tax system that makes sense for Minnesota - What we've heard; Overview of Minnesota's property tax administration process; What is good tax policy; Tax reform initiative - overview & timeline.

PROPERTY TAX STUDY PROJECT (266164)

Property Tax Reform informational presentation:

Property Tax Study Project: Issues for 2001 Legislative Session.

Finance Officer: Estimated impact of CPI limited market value proposal for City.

**INTERGOVERNMENTAL RELATIONS (See Rep):**

COUNCIL MEMBER NILAND (266165)

Organic Food Vendors: Passage of Resolution urging City to include certified organic food vendors as an option in contract negotiations & to urge federal government to label & test genetically engineered foods.

Liaison, Federal, Local & State: H.R. 3883 defining genetically engineered food; H.R. 3377 providing for labeling genetically engineered food; S. 2080, companion bill.

Minnesota Grocers Association: Comments.

**PUBLIC SAFETY AND REGULATORY SERVICES:**

ELLEN CLEARY, ET AL (266166)

International Society for Animal Genetics Conference: Written comments submitted at public hearing.

**PUBLIC SAFETY AND REGULATORY SERVICES (See Rep):**

FIRE DEPARTMENT (266167)

Health Club Memberships: Solicit Request for Proposals for employees covered by Firefighters and Police Chiefs Labor Agreements for period January 1, 2001 through December 31, 2004.

LICENSES AND CONSUMER SERVICES (266168)

Licenses: Applications.

**PUBLIC SAFETY AND REGULATORY SERVICES and WAYS & MEANS/BUDGET (See Rep):**

POLICE DEPARTMENT (266169)

2000 Local Law Enforcement Block Grant: Submit grant application to United States Department of Justice, Bureau of Justice Assistance seeking \$905,648 to enhance operational capabilities and expand community oriented policing programs.

**PUBLIC SAFETY AND REGULATORY SERVICES and ZONING AND PLANNING (See Rep):**

LICENSES AND CONSUMER SERVICES (266170)

Guy-AM (Sookdeo Somaiah) 4539 Lyndale Av N: Revoke Motor Vehicle Repair Garage and Grocery Licenses due to revocation of site plan and conditional use permits.

**TRANSPORTATION AND PUBLIC WORKS:**

PUBLIC WORKS AND ENGINEERING (266171)

Preview of Public Works Mid-Year Budget Report.

Concrete Demonstration Project: Notification that program was cancelled for year 2000.

Convention Assistance: Report on assistance provided to Police Department.

University of Minnesota: Assistance provided for Colin Powell event.

**TRANSPORTATION AND PUBLIC WORKS (See Rep):**

PUBLIC WORKS AND ENGINEERING (266172)

Street Construction and Street Renovation Uniform Assessment Rates: Establish rates for 2001.

Washington Ave N (Hennepin to Plymouth Ave) Reconstruction and Street Lighting Project: Designation of projects, receipt of cost estimates, establish special assessment proceedings and set public hearing for assessments and abandonment of areaways.

Personnel Training: Increase contract with Construction Laborers Education, Apprenticeship & Training Fund for contaminated site/hazardous materials training.

Garbage Carts: Issue request for bids for purchase of new large carts.

**TRANSPORTATION AND PUBLIC WORKS (See Rep):**

METRO TRANSIT (266173)

Special Bus Circulator Routes: Notification of funding status of Arts & Eats Express and Sites & Bites Express bus routes.

SUSTAINABLE ENERGY FOR ECONOMIC DEVELOPMENT (266174)

Energy Principles: Request to sign on to energy principles for Minnesota's energy future.

**TRANSPORTATION AND PUBLIC WORKS and WAYS & MEANS/BUDGET (See Rep):**

PUBLIC WORKS AND CITY COORDINATOR (266175)

Avenue of the Arts: Preliminary design and funding proposal.

**PUBLIC WORKS AND ENGINEERING (266176)**

Assessment Bonds: Request Board of Estimate and Taxation to issue and sell assessment bonds for the 31st Ave S and 31 St E Renovation projects.

Check Verification and Guarantee Services: Contract with Telecheck, Inc. for services at Impound Lot.

**PURCHASING (266177)**

Bids: OP #5487, low bid of Tri State Drilling, Inc. for 16" and 24" diameter drill holes for the Public Works Sewer Construction Division;

OP #5457, low bids of American Material Corporation and Badger Mining Corporation for filter material for the Water Works;

OP #5452, low bid of Interstate Power Systems for a generator for the Radio Shop;

OP #5470, low bid of J. Fletcher Creamer and Son, Inc. for cleaning and lining of cast iron water mains for the Water Works;

OP #5490, low bid of L.S. Black Constructors, Inc. for the Bridge Square Streetscape Project.

**WAYS AND MEANS BUDGET:**

**COMMUNITY DEVELOPMENT AGENCY, MINNEAPOLIS (MCDA) (266178)**

Shingle Creek Commons Tax Increment Finance Plan & Modifications: Receive & File Plan (No Comments from Ways & Means/Budget to Community Development).

City Apartments at Loring Park, 13th & Harmon Redevelopment & Tax Increment Finance Plans: Receive & File Plans (No Comments from Ways & Means/Budget to Community Development).

**CONVENTION CENTER (266179)**

Convention Center Expansion Project: Receive & File Construction Schedule & Budget.

Convention Center Expansion Project: Receive & File Change Management Actions.

**HUMAN RESOURCES (266180)**

Affirmative Action: Receive & File Second Quarter 2000 Report.

**WAYS AND MEANS BUDGET (See Rep):**

**CITY CLERK (266181)**

Community Neighborhood Action Plan (CNAP) on the Internet: Approve placing on the Internet public information relating to City properties.

**COMMUNICATIONS (266182)**

Minneapolis Telecommunications Network (MTN) Services: Contract with MTN.

**EMPOWERMENT ZONE OFFICE (266183)**

Donation: Accept \$1,600 from Community Action Discretionary Fund of the Minneapolis Foundation.

**FINANCE DEPARTMENT (266184)**

2001 Operating and Capital Budgets and Priority 2001: Approve final process and schedule.

Utility Billing Insert: Approve in September/October, 2000 utility billings an insert relating to City Children's Nutcracker Program.

**INFORMATION AND TECHNOLOGY SERVICES (ITS) (266185)**

Leased Hardware: Execute Leasing Schedule as part of Contract #13342 with Compaq - Eduflex & Chief Information Officer be signature authority for all department hardware.

**PLANNING COMMISSION/DEPARTMENT (266186)**

Neighborhood Revitalization Program (NRP) Funding, Word Mural Signage Project: Appropriation Resolution.

NRP Funding, East Lake Street Corridor: Appropriation Resolution.

NRP Funding, West Broadway Corridor: Contract with Biko Associates & Appropriation Resolution.

NRP Funding, Calhoun Area Residents Action Group Neighborhood Master Plan: Appropriation Resolution.

Metropolitan Council Funding: Appropriation Resolution.

PURCHASING (266187)

Bid: OP #5459, accept low bid of Swanson & Youngdale, Inc.

**ZONING AND PLANNING:**

PLANNING COMMISSION/DEPARTMENT (266188)

South Cedar Lake Area Residential Design Guidelines.

Northern States Power: Request to proceed with work on St Anthony Falls hydroelectric project.

**ZONING AND PLANNING (See Rep):**

CITY CLERK/SPECIAL PERMITS (266189)

Blaisdell Av, 2001 (Park Nicollet Clinic) begin construction of building addition;

Nicollet Av S, 4442 (Minneapolis Lock & Key Supply) sign;

Washington Av N, 525 (Russ Schramm) allow construction of bank with three lane drive-up.

INSPECTIONS/BOARD OF ADJUSTMENT (266190)

Britton, Judith G, 1415 River Parkway E: Grant appeal from decision denying variance of fence height, with minutes.

PLANNING COMMISSION/DEPARTMENT (266191)

Lutheran Brotherhood: Approve application for interim use permit to use National City Bank site at 601 5th Av as an expansion of surface parking lot in that same block, with staff findings, photos, drawings, maps, correspondence.

Salvation Army: Approve application to rezone 53 Glenwood Av to permit Hope Harbor supportive housing, with staff findings & concurrent applications for conditional use, variance, & site plan review.

American Indian Business Development Corp, 1113 E Franklin Av: Approve application to vacate street to allow shopping center, with staff findings & concurrent applications for site plan review & variance.

Lilly, Dave & Diane, 2800 Kenilworth Place: Approve vacation application, with staff findings, photo, maps.

The Rottlund Company: Approve application to vacate part of 3rd Av N between 4th Av N & Burlington Northern railroad tracks to permit Renaissance on River development, with staff findings, photo, map.

520 North Washington, Inc: Approve application to vacate alley to permit access to loading docks at 500-528 Washington Av N with staff findings, photos, drawings, map.

Summary of Planning Commission actions of August 7, 2000.

**COMMITTEE OF THE WHOLE:**

ATTORNEY (266192)

St. Anthony Falls Hydro-Electric Project: Preemption of City's zoning authority.

**MOTIONS:**

CITY CLERK/SPECIAL PERMITS (266192.1)

2nd St S, 812 (Guthrie Theater) temporary sign;

Lake St W, 711 (Vance Gellert) banner.

**PLANNING COMMISSION:**

COLLIERS TOWLE REAL ESTATE (266193)

Permission to vacate one-third of alley in the block bounded by 1st & 2nd Sts N, 3rd Av N, & Burlington Northern Railroad right-of-way.

HILLCREST DEVELOPMENT (266194)

Permission to vacate 6th St NE between 1st Av NE & Great Northern Railroad right-of-way.

**RESOLUTIONS (See Rep):**

MPLS CENTRAL LABOR UNION COUNCIL, AFL-CIO (266195)

American Federation of Television and Radio Artists (AFTRA) and the Screen Actors Guild (SAG) unions: Support settlement of dispute.

**FILED:**

CITY CLERK (266195.1)

Hard Times Cafe (1821 Riverside Av): Transcript of Public Safety & Regulatory Services Committee Meeting and City Council proceedings.

CITY CLERK/SPECIAL PERMITS (266196)

1st Av S, 2519 (Prima Land Inc) move house; 2nd St & 10th Av S (Colliers Towle Real Estate) tent; 2nd St N, 1803 (Tim Williams) sign; 6th & Marquette (Norwest Center) sidewalk employee celebration; 16th St & Hennepin Av (Sue Hayes) tent; 26th St between Nicollet & 1st Avs (Maximo Mena) tent; 50th St & 34th Av S (Nokomis Village Assn) horse & carriage; Isabel, 4721 (Edward Goldstein) move garage; Groveland Terrace, 19 (Mari Engh) petting zoo; Nicollet Av S, 4442 (Minneapolis Lock & Key Supply) sign; Nicollet Mall Ritz Block (Minneapolis Downtown Council) Oysterfest; Nicollet Mall Ritz Block (Aspen Inc) tent; Plymouth Av N, 2000 (Minneapolis Urban League) pony rides; University Av NE, 2300 (German Restaurant Inc) tent.

COMMUNITY DEVELOPMENT AGENCY, MINNEAPOLIS (MCDA) (266197)

Comprehensive Annual Financial Report for the Fiscal Year Ended December 31, 1999.

NORTHERN STATES POWER (NSP) (266198)

Utilities: Place poles at various locations.

**REPORTS OF  
STANDING COMMITTEES**

The **CLAIMS** Committee submitted the following report:

**CLAIMS** - Your Committee, having under consideration a claim filed against the City by James Blair, 3221 Bloomington Av S, regarding towing charges, now recommends payment of \$75 to Mr. Blair.

Adopted. Yeas, 12; Nays none.

Absent - Biernat.

Passed August 25, 2000.

Approved August 30, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

The **COMMUNITY DEVELOPMENT** Committee submitted the following reports:

**Comm Dev** - Your Committee, having under consideration the Fiscal Year 1999 Consolidated Annual Performance and Evaluation Report (CAPER), and having held a public hearing and received comments thereon, now recommends that staff be directed to incorporate comments received during the public hearing and any comments received during the 15-day comment period into the 1999 CAPER and that staff be authorized to submit the CAPER to the Department of Housing and Urban Development on August 29, 2000.

Adopted. Yeas, 12; Nays none.

Absent - Biernat.

Passed August 25, 2000.

Approved August 30, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

**Comm Dev** - Your Committee, having under consideration the matter of issuing bonds on behalf of People Serving People to finance the acquisition and rehabilitation of 251 Portland Ave for a shelter for homeless families on an overnight basis, house ten families in transitional units and serve as the main center for outreach services for those populations, and the Council having granted preliminary approval to issue such bonds on June 9, 2000, now recommends passage of the accompanying resolution granting final approval to issue up to \$9,500,000 in 501(c)(3) Tax-exempt Revenue Bonds for the People Serving People project, as set forth in Petn No 266157.

Your Committee further recommends summary publication of the above-described resolution.

Adopted. Yeas, 12; Nays none.

Absent - Biernat.

Passed August 25, 2000.

Approved August 25, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

(Published August 29, 2000)

Resolution 2000R-376, authorizing the issuance and sale of Variable Rate Demand Revenue Bonds of the City and the execution of documents for the People Serving People Project at 251 Portland Ave was passed August 25, 2000 by the City Council and approved August 25, 2000 by the Mayor. A complete copy of this resolution is available for public inspection in the office of the City Clerk.

#### **RESOLUTION 2000R-376**

**By Niland**

#### **Authorizing the issuance and sale of Variable Rate Demand Revenue Bonds (People Serving People Project) of the City and the execution of documents.**

Whereas, this Council has received a proposal from People Serving People, Inc., a Minnesota nonprofit corporation ("PSP"), that the City of Minneapolis (the "City") finance all or a portion of the cost of a proposed project (the "Project") under Minnesota Statutes, Sections 469.152 through 469.165 (the "Act"), consisting of the acquisition, rehabilitation and improvement of an approximately 110,000 square foot building located at 251 Portland Avenue South in the City and the acquisition and installation of items of equipment therein (collectively, the "Project"); and

Whereas, at a public hearing, duly noticed and held on May 30, 2000, in accordance with the Act and Section 147(f) of the Internal Revenue Code of 1986, as amended, on the proposal to undertake and finance the Project, all parties who appeared at the hearing were given an opportunity to express their views with respect to the proposal to undertake and finance the Project, and interested persons were given the opportunity to submit written comments to the City Clerk before the time of the hearing; and

Whereas, this Council hereby finds that the issuance and sale of up to \$9,500,000 aggregate principal amount of the City's Variable Rate Demand Revenue Bonds (People Serving People Project), in one or more series (the "Bonds"), to finance all or a portion of the cost of the Project is in the best interest of the City and the City hereby determines to issue and sell such Bonds; and

Whereas, the Bonds will be issued by the City under the authority contained in the Act; and

Whereas, the proceeds of the Bonds will be lent (the "Loan") by the City to PSP, in order to finance all or a portion of the cost of the Project and pay certain costs of issuance of the Bonds; and

Whereas, pursuant to a Loan Agreement (the "Loan Agreement"), to be entered into between the City and PSP, a copy of which has been presented to the Council at this meeting and which has been reviewed to the extent deemed necessary, the City will lend the proceeds of the Bonds to PSP. PSP will unconditionally agree to repay the Loan made by the City under the Loan Agreement in specified amounts and at specified times sufficient to make the necessary payments of principal of, premium, if any, and interest on the Bonds, when due. In addition, the Loan Agreement contains provisions relating to the payment by PSP of the fee of the City related to the Bonds and of administrative costs of the Trustee (as hereinafter defined), indemnification, insurance and other agreements and covenants which are required by the Act or which are permitted by the Act and which the City and PSP deem necessary or desirable for the sale of the Bonds. The City will grant a security interest in certain revenues and payments to be received by the City under the Loan Agreement to the Trustee; and

Whereas, pursuant to an Indenture of Trust (the "Indenture") to be entered into between the City and U.S. Bank Trust National Association, as Trustee (the "Trustee"), a copy of which has been presented to the Council at this meeting and which has been reviewed to the extent deemed necessary, the City will assign and pledge all of its right, title and interest in the Loan Agreement (other than the right of the City to indemnification and payment of administrative fees and expenses), to the Trustee. In addition, the Indenture, among other things, sets the interest rates, maturity dates and redemption provisions for

the Bonds, establishes the various funds and accounts for the deposit and transfer of money and contains other provisions which are required by the Act or which are permitted by the Act and which the City and PSP deem necessary or desirable in connection with the sale of the Bonds; and

Whereas, the Bonds would be further secured by one or more letters of credit (collectively, the "Letter of Credit") to be issued by U.S. Bank National Association (the "Credit Bank") to the Trustee for the account of PSP. As a condition to the issuance of the Letter of Credit, the Credit Bank will require PSP to enter into a reimbursement or similar agreement, requiring, among other things, PSP to reimburse the Credit Bank for draws paid under the Letter of Credit; and

Whereas, pursuant to a Remarketing Agreement (the "Remarketing Agreement"), proposed to be made and entered into between PSP and the Placement Agent (hereinafter defined), as remarketing agent, the remarketing agent will agree to use its best efforts to remarket Bonds tendered for purchase by the owners thereof in accordance with the requirements of the Indenture; and

Whereas, the Bonds will be special, limited obligations of the City payable solely from Loan Payments (as defined in the Loan Agreement) payable by PSP under the Loan Agreement, certain funds held by the Trustee under the Indenture and draws on the Letter of Credit. The Bonds shall not be payable from or charged upon any funds of the City other than the revenues pledged to the payment thereof, nor shall the City be subject to any liability thereon. No holder or holders of any Bond shall ever have the right to compel any exercise of the taxing power of the City to pay any such Bond or the interest thereon, nor to enforce payment thereof against any property of the City other than such revenues specifically pledged under the Indenture. The Bonds shall not constitute a debt of the City within the meaning of any charter, constitutional or statutory limitation; and

Whereas, the Bonds will be offered and placed by U.S. Bancorp Piper Jaffray Inc. (the "Placement Agent") pursuant to a Placement Agency Agreement (the "Placement Agreement") between the City, PSP and the Placement Agent, a copy of which has been presented to the Council and which has been reviewed to the extent deemed necessary; and

Whereas, a draft of a Private Placement Memorandum, relating to the Bonds (the "Private Placement Memorandum"), has been presented to the Council at this meeting and has been reviewed to the extent deemed necessary. The Private Placement Memorandum will be distributed by the Placement Agent to potential purchasers of the Bonds; and

Now, Therefore, Be It Resolved by The City Council of The City of Minneapolis:

That in order to provide for the financing of all or a portion of the costs of the Project, the City hereby authorizes the issuance of the Bonds as variable rate demand revenue bonds under the Act, in an aggregate principal amount not to exceed \$9,500,000. It is acknowledged that the purchase price of the Bonds, the principal amount of the Bonds, the maturity schedule of the Bonds and the interest rates on the Bonds have not been determined as of this date and are not reflected in the forms of the Loan Agreement, the Indenture, the Placement Agreement or the Private Placement Memorandum. The Mayor, the City Clerk and the City Finance Officer are hereby authorized to approve: (1) the purchase price of such Bonds; provided that the total compensation payable to the Placement Agent in respect of the Bonds does not exceed 1.50% of the principal amount of the Bonds; (2) the principal amount of such Bonds; provided that the principal amount of the Bonds does not exceed \$9,500,000; (3) the maturity schedule of such Bonds; provided that such Bonds mature at any time or times in such amount or amounts no later than 30 years after the date of issue thereof; (4) the provisions for redemption of such Bonds; and (5) the interest rates on such Bonds; provided that the initial interest rate shall be a variable rate not to exceed six percent (6.50%) per annum. Such approval shall be conclusively evidenced by the execution of the Placement Agreement as provided herein.

Be It Further Resolved that each Bond shall be executed on behalf of the City by the manual or facsimile signatures of the Mayor, the City Clerk and City Finance Officer. The Trustee is hereby designated as authenticating agent pursuant to Minnesota Statutes, Section 475.55. If any of the officers who shall have signed any of the Bonds shall cease to be such officers of the City before the Bonds so signed shall have been actually authenticated by the Trustee or delivered by the City, such Bonds nevertheless may be authenticated, issued and delivered with the same force and effect as though the person or persons who signed such Bonds had not ceased to be such officer or officers of the City.

Be It Further Resolved that the Indenture, the Loan Agreement and the Placement Agreement are hereby made a part of this Resolution as fully as though set forth in full herein and are hereby approved



in the forms, submitted to this meeting, and the Mayor, City Clerk and City Finance Officer are hereby authorized and directed to execute, acknowledge and deliver the Indenture, the Loan Agreement and the Placement Agreement on behalf of the City with such changes, insertions and omissions therein as are within the limitations as provided in the second preceding paragraph and do not change the substance of the Indenture, the Loan Agreement or the Placement Agreement and as may be approved by the Mayor, City Clerk and City Finance Officer, such approval to be evidenced conclusively by their execution of the Indenture, the Loan Agreement and the Placement Agreement.

Be It Further Resolved that the City hereby consents to the distribution by the Placement Agent to potential purchasers of the Bonds of the Private Placement Memorandum in substantially the form submitted to the Council at this meeting. The City has not and will not participate in the preparation of the Private Placement Memorandum and has made no independent investigation with respect to the information contained therein or in the appendices thereto, and the City assumes no responsibility for the sufficiency, accuracy or completeness of such information.

Be It Further Resolved that the Mayor, the City Clerk, the City Finance Officer and all other officers of the City are hereby authorized and directed to execute and deliver all other documents which may be required under the terms of the Indenture, the Loan Agreement or the Placement Agreement, including, but not limited to, any Letter of Representations to The Depository Trust Company, the securities depository for the Bonds, and to take such other action as may be required or appropriate for the performance of the duties imposed thereby or to carry out the purposes thereof.

Be It Further Resolved that in the absence or disability of the Mayor, the City Clerk, the City Finance Officer or any other officer of the City named in any instrument to be executed on behalf of the City in connection with the issuance of the Bonds, the acting Mayor, Assistant City Clerk, Deputy Finance Officer or other officer may execute such instrument. The execution of any instrument by an officer of the City shall be conclusive evidence of its approval.

Be It Further Resolved that the City Finance Officer is hereby designated for all purposes of the Loan Agreement, the Indenture and the Placement Agreement as the City official authorized to execute on behalf of the City certificates, requests or consents as provided in the Loan Agreement, the Indenture and the Placement Agreement.

Adopted. Yeas, 12; Nays none.

Absent - Biernat.

Passed August 25, 2000. J. Cherryhomes, President of Council.

Approved August 25, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

**Comm Dev** - Your Committee, having under consideration the request of the Minneapolis Public Library Board to allow transfer of the remaining balance of Community Development Block Grant (CDBG) funds in the amount of \$50,482.61 for the Hosmer Library project to be used for the Library Improvements-ADA project to support the automatic door installation project, now recommends approval of said request.

Adopted. Yeas, 12; Nays none.

Absent - Biernat.

Passed August 25, 2000.

Approved August 30, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

**Comm Dev** - Your Committee recommends that the proper City officers be authorized to execute a Subordination Agreement with the Southern Theatre Foundation subordinating the existing City Urban Development Action Grant mortgage to a mortgage from the Associated Bank in an amount up to \$60,000, to provide funds for remaining rehabilitation costs at the theater, as set forth in Petn No 266157.

Adopted. Yeas, 12; Nays none.

Absent - Biernat.

Passed August 25, 2000.

Approved August 25, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

(Published August 29, 2000)

**Comm Dev** - Your Committee, having under consideration the Community Development Block Grant Multifamily Rental and Cooperative Program, which has a critical need for additional funding for production and stabilization of affordable rental housing, now recommends that the Minneapolis Community Development Agency be authorized to reallocate \$173,421 of Homeownership SF (report category 2217) funds and \$42,956 of HO-NHS (report category 2218) funds to the Multifamily Rental and Cooperative Program (report category 2209).

Adopted. Yeas, 12; Nays none.

Absent - Biernat.

Passed August 25, 2000.

Approved August 30, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

**Comm Dev** - Your Committee recommends approval of the Minneapolis Community Development Agency's (MCDA) strategic plan entitled "*Building a City That Works: A Strategic Plan for the MCDA*" as set forth in Petn No 266157, as amended.

Your Committee further recommends that this action be transmitted to the Board of Commissioners of the MCDA.

Adopted. Yeas, 11; Nays, 1 as follows:

Yeas - Colvin Roy, McDonald, Mead, Herron, Johnson, Thurber, Ostrow, Campbell, Niland, Goodman, Cherryhomes.

Nays - Lane.

Absent - Biernat.

Passed August 25, 2000.

Approved August 30, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

**Comm Dev** - Your Committee, having under consideration the financing scenarios for the Urban Village housing project, the proposed construction of up to 200 new housing units, including 10 public housing units, which will incorporate property between Aldrich and Dupont Aves S between 28<sup>th</sup> St through 29<sup>th</sup> St Greenway, as described in Petn No 266157, now recommends approval of "Option B" funding scenario to initiate Phase I site acquisition activity based on the current \$2.5 million interim financing commitment.

Your Committee further directs the Minneapolis Community Development Agency to allocate up to \$1 million in Common Project Reserve Funds as an interim source if additional private funds are not obtained and continue to evaluate planning activities for Phase II until full gap and interim financing have been achieved.

Adopted. Yeas, 12; Nays none.

Absent - Biernat.

Passed August 25, 2000.

Approved August 30, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

The **COMMUNITY DEVELOPMENT, TRANSPORTATION & PUBLIC WORKS** and **WAYS & MEANS/BUDGET** Committees submitted the following reports:

**Comm Dev, T&PW & W&M/Budget** - Your Committee, having under consideration the concept approval of "City Apartments at Lyn Lake," a proposed development by Village Green Residential Properties, Inc. for a four to five story residential building with two levels of parking and approximately 5,000 square feet of street level retail uses on the municipal parking lot at Aldrich Ave and W Lake St, as set forth in Petn No 266159, now recommends -

a) Granting concept approval to the development proposal and to the sale of certain property rights in the public parking lot at Aldrich and Lyndale Ave to Village Green Residential Properties, Inc;

b) That the proper City officers be authorized to enter into a Memorandum of Understanding and Reimbursement Agreement with the Minneapolis Community Development Agency (MCDA) and the developer outlining mutual duties and responsibilities with respect to this project;

c) That all net revenue generated through the sale of air and underground rights should be used for repayment to the Parking Fund;

d) That this action be transmitted to the Board of Commissioners of the MCDA.

Adopted. Yeas, 12; Nays none.

Absent - Biernat.

Passed August 25, 2000.

Approved August 30, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

**Comm Dev, T&PW & W&M/Budget** - Your Committee, having under consideration the report of the Minneapolis Community Development Agency (MCDA) containing the financing plan for the entire Near Northside Redevelopment Project's infrastructure and open space, set forth in Petn No 266159, and the request for approval of Stage 1 of the financing plan, now recommends

**Comm Dev & T&PW -**

a) Approval of Stage 1 of the Near Northside infrastructure and open space financing plan;

b) That the proper City staff be authorized to appropriate \$2.9 million in state bond funds to Fund 4100-970-9719;

c) That the Department of Public Works be authorized to perform concrete crushing duties for a total of \$100,000 from its current budget;

d) Reaffirmation of the City's support and commitment of dedication of its Metropolitan Council Livable Communities Demonstration Account grant funds to the Near Northside Project in 2001;

e) That the City Finance Officer be authorized to identify internal and external short-term borrowing source(s) for the project and appropriate funds to Fund 4100-970-9719 and commit to repayment from future project resources;

f) That the proper City staff be authorized to further develop special assessment procedures so that an estimated \$6.5 million can be received in Fund 4100-970-9719 over all project stages, of which \$3 million will be for Stage 1;

g) That the City Finance Officer and/or his/her designee(s) be authorized to make necessary administrative accounting changes to comply with intent of this action and to consolidate the current project sources and uses;

h) Approval of the overall concept of the finance plan, with the exception of deferring costs related to the construction of the new boulevard south of Glenwood Ave from Stages 2 and 3 to Stages 3 and 4, unless new funding resources have been identified.

**W&M/Budget** - That the matter be sent forward without recommendation.

Niland moved to amend the report to approve the Community Development and Transportation & Public Works Committee recommendation and to delete the Ways & Means/Budget Committee recommendation. Seconded.

Adopted by unanimous consent.

Ostrow moved to amend the report by adding a new recommendation to read as follows: "(i) Direct staff to submit a finance plan for the new north-south boulevard south of Glenwood Ave to the City Council no later than April 15, 2001. No City funds are to be expended on that portion of the boulevard for planning, land assembly or design and construction until the finance plan for the boulevard is approved." Seconded.

Adopted upon a voice vote.

The report, as amended, was adopted.

Yeas, 12; Nays none.

Absent - Biernat.

Passed August 25, 2000.

Approved August 30, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

The **COMMUNITY DEVELOPMENT** and **WAYS & MEANS/BUDGET** Committees submitted the following reports:

**Comm Dev & W&M/Budget** - Your Committee, having under consideration the use of Community Development Block Grant (CDBG) funds for support of block nurse programs for the Longfellow-Seward Healthy Seniors Program and the Nokomis Healthy Seniors Program, now recommends -

a) That the Longfellow-Seward Healthy Seniors Program and the Nokomis Healthy Seniors Program be designated as new FY99 Consolidated Plan projects, and that \$50,000 in FY99 CDBG funds from the Senior Coordinating Board project be reallocated to the two new projects, with a funding amount of \$25,000 each;

b) That the proper City officers be authorized to execute contracts with the Longfellow-Seward Healthy Seniors Program and the Nokomis Healthy Seniors Program for \$25,000 each for the period 6/1/00 to 5/31/01, payable from the Health & Family Support Agency (0400-860-8623).

Adopted. Yeas, 12; Nays none.

Absent - Biernat.

Passed August 25, 2000.

Approved August 30, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

**Comm Dev & W&M/Budget** - Your Committee recommends approval to affirm capital projects as a high funding priority of Emergency Shelter Grants (ESG) and to retain the Minneapolis Community Development Agency (MCDA) as the sub-recipient to select said capital projects.

Your Committee further recommends that the proper City officers be authorized to execute a contract with the MCDA, setting forth an ESG budget, terms pertaining to the use of ESG funds, and expectations of the grantee/sub-recipient relationship between the City and MCDA to provide for implementation of the FY99 and FY00 ESG.

Your Committee further recommends passage of the accompanying resolution providing for a transfer of funds to the MCDA, in the amount of \$1,006,000.

Your Committee further recommends passage of the accompanying resolution amending the 2000 MCDA Appropriation Resolution to increase Fund FGO0 (Other Federal Funds) by \$1,006,000.

Adopted. Yeas, 12; Nays none.

Absent - Biernat.

Passed August 25, 2000.

Approved August 30, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

#### **RESOLUTION 2000R-377**

**By Niland and Campbell**

#### **Amending The 2000 General Appropriation Resolution.**

Resolved by The City Council of The City of Minneapolis:

That the above-entitled resolution, as amended, be further amended by:

a) Decreasing the Communications Agency appropriation in the Community Development Block Grant/Urban Development Action Grant (CDBG/UDAG) Fund by \$421,000 (FY99 ESG funds, in the amount of \$15,050 and \$405,950);

b) Decreasing the Communications Agency appropriation in the CDBG/UDAG Fund by \$585,000 (FY00 ESG funds); and

c) Increasing the appropriation for the Interfund Transfer Agency in the CDBG/UDAG Fund (0400-127-1270-9030) by \$1,006,000 for transfer to the Minneapolis Community Development Agency.

Adopted. Yeas, 12; Nays none.

Absent - Biernat.

Passed August 25, 2000. J. Cherryhomes, President of Council.

Approved August 30, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

**RESOLUTION 2000R-378**  
**By Niland and Campbell**

**Amending The 2000 Minneapolis Community Development Agency Appropriation Resolution.**

Resolved by The City Council of The City of Minneapolis:

That the above-entitled resolution, as amended, be further amended by increasing the appropriation in Fund FGO0 - MCDA Federal by \$1,006,000.

Adopted. Yeas, 12; Nays none.

Absent - Biernat.

Passed August 25, 2000. J. Cherryhomes, President of Council.

Approved August 30, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

**Comm Dev & W&M/Budget** - Your Committee, having under consideration the pollution remediation in the Washburn Crosby Complex and the rehabilitation of the Gold Medal sign located on top of the elevator headhouse in the Washburn Crosby Mill Complex, now recommends -

a) Passage of the accompanying resolution increasing the Minneapolis Community Development Agency appropriation in Fund CBG0 (Industry Square) by \$257,000; increasing the appropriation in Fund CAD0 (Tax Increment) by \$7,500; increasing the 2000 revenue by \$240,000 in Fund SMN0 (Intergovernmental Transfers) relating to the pollution remediation contract;

b) Acceptance of the donation of \$130,000 in capital funds and \$15,000 in operation and maintenance from General Mills for the Gold Medal sign;

c) Acceptance of the donation of \$30,000 in capital funds from the Minnesota Historical Society for the Gold Medal sign and increasing the Fund CBG0 2000 revenue by \$160,000;

d) Increasing the appropriation in Fund CBG0 (Industry Square) by \$233,651;

e) Waving the 3% City Administrative Fee on the expenditure of \$160,000 in donations;

f) Increasing the appropriation in Fund CAD0 (Tax Increment) by \$2,145;

g) That this action be transmitted to the Board of Commissioners of the MCDA.

Adopted. Yeas, 12; Nays none.

Absent - Biernat.

Passed August 25, 2000.

Approved August 30, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

**RESOLUTION 2000R-379**  
**By Niland and Campbell**

**Amending The 2000 Minneapolis Community Development Agency Appropriation Resolution.**

Resolved by The City Council of The City of Minneapolis:

That the above-entitled resolution, as amended, be further amended as follows:

a) Increasing the appropriation in Fund CBG0 - Industry Square by \$257,000 from available fund balance;

b) Increasing the appropriation in Fund CAD0 - Tax Increment by \$7,500 from available fund balance;

c) Increasing the 2000 revenue by \$240,000 in Fund SMN0 - MCDA State Grants & Loans (Intergovernmental Transfers - 3015-01);

d) Increasing the Fund CBG0 - Industry Square 2000 revenue by \$160,000 (3720-01);

e) Increasing the appropriation in Fund CBG0 - Industry Square by \$233,651 from available fund balance;

f) Increasing the appropriation in Fund CAD0 - Tax Increment by \$2,145.

Adopted. Yeas, 12; Nays none.  
Absent - Biernat.  
Passed August 25, 2000. J. Cherryhomes, President of Council.  
Approved August 30, 2000. S. Sayles Belton, Mayor.  
Attest: M. Keefe, City Clerk.

**Comm Dev & W&M/Budget** - Your Committee recommends passage of the accompanying resolution amending the Minneapolis Community Development Agency (MCDA) appropriation resolution to establish an appropriation in Fund SHW0 - Home Ownership Works Program of \$3,000,000 from available fund balance to provide funds for the MCDA's Minneapolis Neighborhood Housing Recycling Program, a/k/a Home Ownership Works, construction financing, as set forth in Petn No 266161.

Adopted. Yeas, 12; Nays none.  
Absent - Biernat.  
Passed August 25, 2000.  
Approved August 30, 2000. S. Sayles Belton, Mayor.  
Attest: M. Keefe, City Clerk.

**RESOLUTION 2000R-380**  
**By Niland and Campbell**

**Amending The 2000 Minneapolis Community Development Agency Appropriation Resolution.**

Resolved by The City Council of The City of Minneapolis:  
That the above-entitled resolution, as amended, be further amended by establishing an appropriation in Fund SHW0 - Home Ownership Works Program by \$3,000,000 from available fund balance.  
Adopted. Yeas, 12; Nays none.  
Absent - Biernat.  
Passed August 25, 2000. J. Cherryhomes, President of Council.  
Approved August 30, 2000. S. Sayles Belton, Mayor.  
Attest: M. Keefe, City Clerk.

**Comm Dev & W&M/Budget** - Your Committee, having under consideration the Sam S. Shubert Theater and the request of Artspace Projects, Inc., the owner and developer of the Shubert, that the City extend its lease and option period to allow additional time to raise funds sufficient to complete the rehabilitation project, now recommends that the current Lease and Option Agreement providing for the sale to Artspace Projects, Inc. of City-owned land at 516 Hennepin Ave be amended to extend the lease and option period two full years, from October 31, 2001 to October 31, 2003, along with additional terms contained in the staff report of the Minneapolis Community Development Agency set forth in Petn No 266161, and that the proper City officers be authorized to execute amendments to said Lease and Option Agreement.

Adopted. Yeas, 11; Nays, 1 as follows:  
Yeas - Colvin Roy, Mead, Lane, Herron, Johnson, Thurber, Ostrow, Campbell, Niland, Goodman, Cherryhomes.  
Nays - McDonald.  
Absent - Biernat.  
Passed August 25, 2000.  
Approved August 30, 2000. S. Sayles Belton, Mayor.  
Attest: M. Keefe, City Clerk.

The **PUBLIC SAFETY & REGULATORY SERVICES** Committee submitted the following reports:  
**PS&RS** - Your Committee, having under consideration the application of Russell Harris Enterprises Inc, dba Annies Parlour, 313 14th Av SE, for an On-Sale Liquor Class C-2 with Sunday Sales License

(upgrade from On-Sale Wine Class E with Strong Beer) to expire July 1, 2001, now recommends that said license be granted, subject to final inspection and compliance with all provisions of applicable codes and ordinances.

Adopted. Yeas, 12; Nays none.

Absent - Biernat.

Passed August 25, 2000.

Approved August 25, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

(Published August 29, 2000)

**PS&RS** - Your Committee, having under consideration the application of Global Bag Ltd, dba Dubs Pub & Grill, 412 14th Av SE, for an On-Sale Liquor Class E with Sunday Sales License (upgrade from On-Sale Wine Class E with Strong Beer) to expire April 1, 2001, now recommends that said license be granted, subject to final inspection and compliance with all provisions of applicable codes and ordinances.

Adopted. Yeas, 12; Nays none.

Absent - Biernat.

Passed August 25, 2000.

Approved August 25, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

(Published August 29, 2000)

**PS&RS** - Your Committee, having under consideration the application of Jacobsen Excavating & Trucking Inc, dba Jacobsen Excavating & Trucking, 3696 Edgerton St, Vadnais Heights, for a Wrecker of Buildings Class B License, now recommends that said license be granted, subject to final inspection and compliance with all provisions of applicable codes and ordinances.

Colvin Roy moved that the report be referred back to the Public Safety & Regulatory Services Committee. Seconded.

Adopted upon a voice vote.

**PS&RS** - Your Committee recommends granting the following applications for liquor, wine and beer licenses:

**Off-Sale Liquor, to expire October 1, 2001**

Skol Inc, dba Skol Liquors, 2500 27th Av S;

McDonalds Liquor Inc, dba McDonalds Liquor Store, 5010 34th Av S;

**On-Sale Liquor Class A with Sunday Sales, to expire August 11, 2000**

International Catering Inc, dba Atrium Cafe, 275 Market St (temporary expansion of premises, August 11, 2000, 7:00 p.m. to 12:00 a.m., Design Coroup);

**On-Sale Liquor Class A with Sunday Sales, to expire October 1, 2000**

International Catering Inc, dba Atrium Catering, 275 Market St (change in manager);

International Catering Inc, dba Atrium Cafe/Atrium Catering Intl, 275 Market St (temporary expansion of premises, August 12, 2000, 4:30 p.m. to 1:00 a.m., Jacobsen-Moy Reception);

International Catering Inc, dba Atrium Cafe/Atrium Catering Intl, 275 Market St (temporary expansion of premises, August 24, 2000, 6:00 p.m. to 11:00 p.m., B1 Performance Services);

**On-Sale Liquor Class B with Sunday Sales, to expire October 1, 2000**

Tay-Mac Inc, dba Whiskey Junction, 901 Cedar Av (temporary expansion of premises, August 26, 2000, Diabetes Research Fundraiser);

Medich Enterprises Inc, dba Library Bar and Grill, 1301 4th St SE (temporary expansion of premises with temporary outdoor entertainment, September 9, 2000, 10:00 a.m. to 1:00 a.m.);

**On-Sale Liquor Class B with Sunday Sales, to expire October 1, 2001**

Bravo LLC, dba Bravo!, 900 Hennepin Av;

**On-Sale Liquor Class C-1 with Sunday Sales, to expire October 1, 2001**

Table of Contents Inc, dba Table of Contents, 1310 Hennepin Av;

**On-Sale Liquor Class C-2 with Sunday Sales, to expire October 1, 2001**

Historic Theatre Group Ltd, dba Historic State Theatre, 805 Hennepin Av;  
Two-Mac Inc, dba Mackenzie, 918 Hennepin Av;

**On-Sale Liquor Class E with Sunday Sales, to expire October 1, 2001**

Goodfellow's L L P, dba Goodfellow's, 40 S 7th St;  
Chez Bananas Inc, dba Chez Bananas, 129 4th St N;  
Levit Holdings Ltd, dba Ichiban Japanese Steakhouse, 1333 Nicollet Mall;  
Tony Jaros' River Gardens Inc, dba Tony Jaros' River Gardens, 2500 Marshall St;  
Stasiu's Inc, dba Stasiu's, 2500 University Av NE;

**On-Sale Liquor Class E, to expire October 1, 2001**

Halek's Inc, dba Halek's Bar, 2024 Washington Av N;

**Temporary On-Sale Liquor**

Minneapolis Mounted Patrol, 81 S 9th St (August 27, 2000 with entertainment, Noon to 8:00 p.m.,  
Guinness Oyster Fest; Licensed Facilitator: Britt's Pub);

**On-Sale Wine Class E with Strong Beer, to expire August 31, 2000**

Modern Cafe Inc, dba Modern Cafe, 337 13th Av NE (temporary expansion of premises, August 31,  
2000, 5:00 p.m. to 9:00 p.m., Ballet of the Dolls);

**On-Sale Wine Class E with Strong Beer, to expire September 2, 2000**

Friends of the Revolution Inc, dba Auriga, 1930 Hennepin Av (temporary expansion of premises,  
September 2, 2000, 5:00 p.m. to 1:00 a.m.);

**On-Sale Wine Class E with Strong Beer, to expire April 1, 2001**

Myconos Inc, dba Kypros Greek Restaurant, 1420 Nicollet Av (new business);

**Off-Sale Beer, to expire April 1, 2001**

Speedway Super America LLC, dba Super America #4404, 320 Lowry Av NE;

**Temporary On-Sale Beer**

Church of the Annunciation, 509 W 54th St (Septemberfest, September 16 & 17, 2000, Noon to  
10:00 p.m.);

Incarnation Church, 3817 Pleasant Av (Annual parish "Oktoberfest", October 6, 2000, 6:00 p.m. to  
Midnight; October 7, 2000, 11:00 a.m. to Midnight; October 8, 2000, 11:00 a.m. to 5:00 p.m.);

Church of the Ascension, 1723 Bryant Av N (Fall festival, October 8, 2000, 11:00 a.m. to 7:00 p.m.);

University of Minnesota Mens Athletic Department, 4 Oak St (All-Athlete Reunion, September 9,  
2000, 11:30 a.m. to 1:30 p.m.).

Adopted. Yeas, 12; Nays none.

Absent - Biernat.

Passed August 25, 2000.

Approved August 30, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

**PS&RS** - Your Committee recommends granting the following applications for business licenses  
(including provisional licenses) as per list on file and of record in the Office of the City Clerk under date  
of August 25, 2000, subject to final inspection and compliance with all provisions of the applicable codes  
and ordinances (Petr No 266168):

Amusement Devices; Building Contractor Class B; Concrete Masonry Contractor Class A; Dancing  
School; Drywall Contractor; Place of Entertainment; Caterers; Confectionery; Food Distributor; Farm  
Produce Permits; Grocery; Food Manufacturer; Restaurant; Short Term Food Permit; Seasonal Short  
Term Food; Sidewalk Cafe; Gasoline Filling Station; Heating, Air Conditioning & Ventilating Class A;  
Motor Vehicle Dealer - Cycles & Motorbikes; Motor Vehicle Dealer - Used Only; Motor Vehicle  
Immobilization Service; Motor Vehicle Repair Garage; Motor Vehicle Repair Garage with Accessory  
Use; Peddler - Special Religious; Pool Table; Secondhand Goods Class A; Secondhand Goods Class  
B; Swimming Pool - Public; Tattooing; Taxicab Vehicle; Tobacco Dealer; Combined Trades; and Tree  
Servicing.

Adopted. Yeas, 12; Nays none.

Absent - Biernat.



Passed August 25, 2000.

Approved August 30, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

**PS&RS** - Your Committee recommends granting the following applications for gambling licenses, subject to final inspection and compliance with all provisions of the applicable codes and ordinances:

**Gambling-Lawful Class A**

Church of the Incarnation, 3817 Pleasant Av S (Pulltabs, bingo and raffle October 6 - 8, 2000 at Risen Christ School, 3800 Pleasant Av S);

**Gambling Lawful Exempt**

Neighborhood Development Center Inc, 651 1/2 University Av W, St. Paul (Raffle September 5, 2000 at Mercado Center, 1515 E Lake St);

Church of St. Austin, 4050 Upton Av N (Raffle October 15, 2000);

Church of the Ascension, 1723 Bryant Av N (Bingo, raffle and pulltabs October 8, 2000 at Church of Ascension Club, 1704 Dupont Av N);

Church of St. Joan of Arc, 4537 3rd Av S (Raffle November 4, 2000);

St. Albert the Great Catholic Church, 2836 33rd Av S (Bingo, raffle and pulltabs October 15, 2000);

St. John the Baptist Byzantine Catholic Church, 2215 3rd St NE (Bingo, raffle, paddlewheel and pulltabs October 15, 2000);

St. Philips Church, 2507 Bryant Av N (Pulltabs September 17, 2000).

Adopted. Yeas, 12; Nays none.

Absent - Biernat.

Passed August 25, 2000.

Approved August 30, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

**PS&RS** - Your Committee recommends that the proper City Officers be authorized to solicit Request for Proposals for health club memberships for employees of the Minneapolis Fire Department who are covered by the Firefighter and Fire Chiefs Labor Agreements for the period January 1, 2001 through December 31, 2004, pending review and approval by the Permanent Review Committee.

Adopted. Yeas, 12; Nays none.

Absent - Biernat.

Passed August 25, 2000.

Approved August 30, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

The **PUBLIC SAFETY & REGULATORY SERVICES** and **WAYS & MEANS/BUDGET** Committees submitted the following report:

**PS&RS & W&M/Budget** - Your Committee recommends that the proper City Officers be authorized to submit a grant application to the United States Department of Justice, Bureau of Justice Assistance seeking \$905,648 under the federal 2000 Local Law Enforcement Block Grant to enhance the Police Department's operational capabilities and expand community oriented policing programs.

Adopted. Yeas, 12; Nays none.

Absent - Biernat.

Passed August 25, 2000.

Approved August 30, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

The **PUBLIC SAFETY & REGULATORY SERVICES** and **ZONING & PLANNING** Committees submitted the following report:

**PS&RS & Z&P** - Your Committee, to whom was referred by the Council on August 11, 2000 the matter of the Motor Vehicle Repair Garage and Grocery Licenses of Guy-AM (Sookdeo Somaiah) at 4539

Lyndale Av N, and having been notified by the Zoning Office that Site Plan Review Permit PR-362 and Conditional Use Permit C-1833 have been revoked, and having conducted a hearing to determine whether the licensee has met the requirements of Minneapolis Code of Ordinances, Chapter 259 relating to *Licenses and Business Regulations: In General*, now recommends that said Motor Vehicle Repair Garage and Grocery Licenses be revoked.

Colvin Roy moved that the report be referred back to the Public Safety & Regulatory Services Committee. Seconded.

Adopted upon a voice vote.

The **TRANSPORTATION & PUBLIC WORKS** Committee submitted the following reports:

**T&PW** - Your Committee recommends passage of the accompanying resolution supporting the "Principles for Minnesota's Energy Future" as proposed by the Sustainable Energy for Economic Development (SEED) Coalition.

Adopted. Yeas, 12; Nays none.

Absent - Biernat.

Passed August 25, 2000.

Approved August 30, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

#### **RESOLUTION 2000R-381**

**By Mead**

#### **Supporting the "Principles for Minnesota's Energy Future" as proposed by the Sustainable Energy for Economic Development (SEED) Coalition.**

Whereas, Minnesotans need clean power for cleaner air, cleaner water and improved health;

Whereas, Minnesotans need reliable, reasonably priced energy now and in the future;

Whereas, Minnesotans need the economic and environmental benefits of expanded renewable energy development; and

Whereas, Minnesotans need energy policies that are fair and equitable;

Now, Therefore, Be It Resolved by The City Council of The City of Minneapolis:

That the City supports the following principles:

- Electric utilities should not be deregulated unless policies are in place to guarantee that the environment and public health will be improved. Minnesota must continue a sustained, timely transition to a cleaner system of generating electricity.
- Energy sources and the impacts of energy production must be fully disclosed to consumers.
- Policies must reflect the true costs of energy production, including public health damages, air and water pollution, and damages due to resource extraction.
- All people must have access to reliable energy at fair, reasonable and stable prices.
- Policies must encourage increasing investments in energy efficiency to reduce energy use, improve reliability and keep energy costs low.
- Policies must encourage a mixed base of energy generation technologies, including a steadily increasing percentage of renewable energy.
- Energy policies should promote use of local resources, to the benefit of local economies.
- Environmental standards for the development and production of energy must be uniform and fair.
- Policies should ensure fair access to transmission facilities for distributed or renewable sources of generation in order to benefit Minnesota communities.
- Energy production or distribution at the expense of workers' rights, human rights, or the health and safety of the state's citizens is not acceptable.

Adopted. Yeas, 12; Nays none.

Absent - Biernat.

Passed August 25, 2000. J. Cherryhomes, President of Council.

Approved August 30, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

**T&PW** - Your Committee recommends passage of the accompanying Resolution establishing uniform assessment rates for street construction and street renovation improvements for the 2001 calendar year.

Adopted. Yeas, 12; Nays none.

Absent - Biernat.

Passed August 25, 2000.

Approved August 30, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

**RESOLUTION 2000R-382**

**By Mead**

**Establishing uniform assessment rates for street construction and street renovation improvements for the 2001 calendar year.**

Whereas, the City Council adopted a policy on October 31, 1980 establishing yearly uniform assessment rates for similar improvements at various locations; and

Whereas, the City Council adopted assessment policies on May 22, 1998 and June 12, 1998 relating to residential and non-residential properties and relating to Local and Other streets; and

Whereas, the City Engineer has submitted the recommended 2001 Uniform Assessment Rates, all as contained in Petn No 266172 on file in the Office of the City Clerk;

Now, Therefore, Be It Resolved by The City Council of the City of Minneapolis;

That the following rates are hereby established as the 2001 uniform assessment rates and are to be applied in determining the assessments for the benefited parcels for certain types of work to be constructed in the 2001 calendar year:

Construction (street paving, curb and gutter and other street paving related improvements) – appropriate rate is applied to the land area of benefited parcels located within the street influence zone along the improved street:

\$0.98/sq ft – Local – Non-Residential;

\$0.98/sq ft – Other – Non-Residential;

\$0.38/sq ft – Local – Residential;

\$0.304/sq ft – Other – Residential.

Renovation (mill and overlay of street surface and selected curb and gutter and street construction as needed) – appropriate rate is applied to the land area of benefited parcels located within the street influence zone along the improved street:

\$0.49/sq ft – Local – Non-Residential;

\$0.49/sq ft – Other – Non-Residential;

\$0.19/sq ft – Local – Residential;

\$0.152/sq ft – Other- Residential.

Adopted. Yeas, 12; Nays none.

Absent - Biernat.

Passed August 25, 2000. J. Cherryhomes, President of Council.

Approved August 30, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

**T&PW** - Your Committee recommends passage of the accompanying Resolution designating the location and streets to be improved in the Washington Av N Reconstruction Project (Hennepin Av to Plymouth Av), Special Improvement of Existing Street No 6600.

Adopted. Yeas, 12; Nays none.

Absent - Biernat.

Passed August 25, 2000.

Approved August 30, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

**RESOLUTION 2000R-383**

**By Mead**

**Washington Avenue North Reconstruction Project  
Special Improvement of Existing Street No 6600**

**Designating the improvement of certain existing streets at the location described hereinafter.**

Resolved by The City Council of The City of Minneapolis:

That the following existing streets within the City of Minneapolis are hereby designated to be improved, pursuant to the provisions of Chapter 10, Section 6 of the Minneapolis City Charter, by paving with plant mix asphalt with concrete curb and gutter all on a stabilized base and including other street paving related improvements as needed:

Washington Av N from Hennepin Av to Plymouth Av.

Adopted. Yeas, 12; Nays none.

Absent - Biernat.

Passed August 25, 2000. J. Cherryhomes, President of Council.

Approved August 30, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

**T&PW** - Your Committee, having received a cost estimate of \$4,400,000 for street reconstruction improvements and a list of benefited properties for the Washington Av N Reconstruction Project, Special Improvement of Existing Street No 6600, as designated by Resolution 2000R-383 passed August 25, 2000, now recommends that the City Engineer be directed to prepare a proposed Street Reconstruction Special Improvement Assessment against the list of benefited properties by applying the 2001 Uniform Assessment Rates as per Resolution 2000R-382 passed August 25, 2000.

Your Committee further recommends that the City Clerk be directed to give notice of a public hearing to be held by the Transportation and Public Works Committee on September 21, 2000, in accordance with Chapter 10, Section 6 of the Minneapolis City Charter and Section 24.180 of the Minneapolis Code of Ordinances, to consider approving the construction of the above designated project and to consider the amount proposed to be assessed to each benefited property and the amount to be funded by the City.

Adopted. Yeas, 12; Nays none.

Absent - Biernat.

Passed August 25, 2000.

Approved August 30, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

**T&PW** - Your Committee recommends passage of the accompanying Resolution designating the location and streets to be improved in the Washington Av N Reconstruction Lighting Project (Hennepin Av to Plymouth Av), Special Improvement of Existing Street No 6600.

Adopted. Yeas, 12; Nays none.

Absent - Biernat.

Passed August 25, 2000.

Approved August 30, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

**RESOLUTION 2000R-384**

**By Mead**

**Washington Avenue North Reconstruction Lighting Project  
Special Improvement of Existing Street No 6600**

**Designating the improvement of certain streets at the location described hereinafter.**

Resolved by The City Council of The City of Minneapolis:

That the following existing streets within the City of Minneapolis are hereby designated to be improved, pursuant to the provisions of Chapter 10, Section 6 of the Minneapolis City Charter, by installing street lights, together with all the necessary appurtenances and work related to the hereinafter described improvements:

Washington Av N from Hennepin Av to Plymouth Av (both sides).

Adopted. Yeas, 12; Nays none.

Absent - Biernat.

Passed August 25, 2000. J. Cherryhomes, President of Council.

Approved August 30, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

**T&PW** - Your Committee, having received a cost estimate of \$375,000 for improvements and a list of benefited properties for the Washington Av N Reconstruction Lighting Project, Special Improvement of Existing Street No 6600, as designated by Resolution 2000R-384 passed August 25, 2000, now recommends that the City Engineer be directed to prepare proposed assessments against the list of benefited properties.

Your Committee further recommends that the City Clerk be directed to give notice of a public hearing to be held by the Transportation and Public Works Committee on September 21, 2000 in accordance with Chapter 10, Section 6 of the Minneapolis City Charter and Section 24.180 of the Minneapolis Code of Ordinances, to consider approving the above designated street lighting project and to consider the amount proposed to be assessed to each benefited property and the amount to be funded by the City.

Adopted. Yeas, 12; Nays none.

Absent - Biernat.

Passed August 25, 2000.

Approved August 30, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

**T&PW** - Your Committee reports that, in accordance with Chapter 431 of the Minneapolis Code of Ordinances relating to the establishment of street lighting districts (said Chapter 431 defining such street lighting district as an area wherein lighting in excess of minimum street lighting is provided and further providing that the City's costs over and above said minimum lighting shall be paid by the benefited property owners), the City Engineer has presented to your Committee the details required by said Chapter 431 in connection with proposed Street Lighting District No 1266 for assessment of the maintenance and operation costs on additional street lighting for the convenience and safety of the area delineated generally as Washington Av N from Hennepin Av to Plymouth Av (streets to receive lighting are as designated in the Washington Av N Street Lighting Project, Special Improvement of Existing Street No 6600).

The annual cost to be assessed will be \$6,200. Your Committee recommends that if there should be an increase in the cost of street lighting in the future, that the increased cost be reflected in the assessment. Your Committee further recommends that the City Clerk be directed to give notice of a public hearing to be held by the Transportation and Public Works Committee on September 21, 2000, in accordance with the provisions of Chapter 431 of the Minneapolis Code of Ordinances, to consider the establishment of said proposed Street Lighting District No 1266.

Adopted. Yeas, 12; Nays none.

Absent - Biernat.

Passed August 25, 2000.

Approved August 30, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

**T&PW** - Your Committee, having under consideration a contract with the Construction Laborers Education, Apprenticeship and Training Fund of Minnesota and North Dakota to provide occupational safety and health administration training for Public Works Department personnel involved with contaminated sites and having been informed that training for additional employees is required, now recommends that the proper City officer be authorized to increase said contract from \$24,000 to \$49,000, payable from budgeted funds.

Adopted. Yeas, 12; Nays none.

Absent - Biernat.

Passed August 25, 2000.

Approved August 30, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

**T&PW** - Your Committee, having been informed that the City's inventory of garbage carts is at a low level, now recommends that the Director of the Division of Solid Waste and Recycling be authorized to issue a request for bids for the purchase of large garbage carts for the City's program.

Adopted. Yeas, 12; Nays none.

Absent - Biernat.

Passed August 25, 2000.

Approved August 30, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

**T&PW** - Your Committee, having received correspondence from Metro Transit informing the City that the Arts & Eats Express and the Sites & Bites Express bus routes will be discontinued in September of this year if additional funding isn't identified, now recommends that the City decline Metro Transit's invitation for the City to provide funding to continue said routes.

Adopted. Yeas, 11; Nays none.

Declining to vote - Herron.

Absent - Biernat.

Passed August 25, 2000.

Approved August 30, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

The **TRANSPORTATION & PUBLIC WORKS** and **WAYS & MEANS/BUDGET** Committees submitted the following reports:

**T&PW & W&M/Budget** - Your Committee, having under consideration the 1999 Street Renovation Program, Special Improvement of Existing Street Nos 2945 (31st Av S) and 2952 (31st St E), now recommends passage of the accompanying Resolution requesting the Board of Estimate and Taxation to issue and sell City of Minneapolis bonds in the amount of \$225,000 for said projects.

Adopted. Yeas, 12; Nays none.

Absent - Biernat.

Passed August 25, 2000.

Approved August 30, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

**RESOLUTION 2000R-385**

**By Mead & Campbell**

**Requesting the Board of Estimate and Taxation to issue and sell City of Minneapolis bonds in the amount of \$225,000 for certain purposes other than the purchase of public utilities.**

Resolved by The City Council of The City of Minneapolis:

That the Board of Estimate and Taxation be requested to incur indebtedness and issue and sell City of Minneapolis bonds for the purpose of paying the assessed cost of street renovation improvements in the 1999 Street Renovation Program, Special Improvement of Existing Street Nos 2945 (31st Av S) and 2952 (31st St E), to be assessed against benefited properties as estimated by the City Council, which assessments shall be collectible in ten (10) successive annual installments, payable in the same manner as real estate taxes.

Adopted. Yeas, 12; Nays none.

Absent - Biernat.

Passed August 25, 2000. J. Cherryhomes, President of Council.

Approved August 30, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

**T&PW & W&M/Budget** - Your Committee recommends that the proper City officers be authorized to negotiate and execute a contract with Telecheck, Inc. to provide check verification and guarantee services at the Minneapolis Impound Lot. The contract shall be for a period of three years, with two options for renewal. Telecheck, Inc. shall be reimbursed at the rate of 1.59% per check transaction, payable from the Public Works - Transportation Agency budget (7500-685-6898).

Adopted. Yeas, 12; Nays none.

Absent - Biernat.

Passed August 25, 2000.

Approved August 30, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

**T&PW & W&M/Budget** - Your Committee recommends acceptance of the following bids in accordance with City specifications (Petn No 266177):

a) OP #5487, low bid submitted by Tri State Drilling, Inc. in the amount of \$92,117 for furnishing all labor, materials, equipment and incidentals necessary for 16 inch and 24 inch diameter drill holes for the Public Works Sewer Construction Division;

b) OP #5457, low bids meeting specifications of the following companies for furnishing filter material to the Public Works Water Department:

American Metal Corporation for gravel in the total amount of \$37,175;

Badger Mining Corporation for silica sand in the total amount of \$161,700;

c) OP #5452, low bid of Interstate Power Systems in the amount of \$35,315 for furnishing and delivering and installing a generator for the Public Works Radio Shop;

d) OP #5470, low bid of J. Fletcher Creamer and Son, Inc. in the amount of \$293,808.90 for furnishing all labor, materials, equipment and incidentals necessary for cleaning and lining of cast iron water mains for the Public Works Water Department;

e) OP #5490, low bid of L. S. Black Constructors, Inc. in the amount of \$1,157,000 for furnishing all labor, equipment, materials and incidentals necessary to accomplish the Bridge Square Streetscape Project.

Your Committee further recommends that the proper City officers be authorized to execute contracts for the above projects and/or services, in accordance with City specifications.

Adopted. Yeas, 12; Nays none.

Absent - Biernat.

Passed August 25, 2000.

Approved August 25, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

(Published August 29, 2000)

**T&PW & W&M/Budget** - Your Committee, having under consideration the Avenue of the Arts project and having received a report on the preliminary design and funding plan for said project, now recommends:

a) That the staff assigned to the project work with the Finance Department staff to evaluate the implications of the project funding staging for the 2001 City budget as well as upcoming years, and report back on their findings to the Transportation & Public Works Committee by September 7, 2000;

b) That the public be invited to comment on the special assessment and funding proposal for the project at the Transportation & Public Works Committee meeting on September 7, 2000;

c) That the staff assigned to the project work with the Public Works Department staff to develop a plan for coordinating the construction of Avenue of the Arts with the construction activities associated with light rail transit and other upcoming downtown road construction projects.

Adopted. Yeas, 10; Nays, 2 as follows:

Yeas - McDonald, Mead, Herron, Johnson, Thurber, Ostrow, Campbell, Niland, Goodman, Cherryhomes.

Nays - Colvin Roy, Lane.

Absent - Biernat.

Passed August 25, 2000.

Approved August 30, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

The **WAYS & MEANS/BUDGET** Committee submitted the following reports:

**W&M/Budget** - Your Committee recommends concurrence with the Coordinated Neighborhood Action Plan (CNAP) Data Access Team in their recommendation that appropriate staff be directed to place on the City's web site certain public information that relates to properties in Minneapolis, including the owner, taxpayer, recent selling price and date, valuation, zoning, business and rental licenses and permits, and also including enhancements and modifications, as necessary.

Your Committee further recommends that Information and Technology Services be directed to report back to the Ways & Means/Budget Committee with any major changes and to present a status report in six months.

Adopted. Yeas, 12; Nays none.

Absent - Biernat.

Passed August 25, 2000.

Approved August 30, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

**W&M/Budget** - Your Committee recommends approval of the final process and schedule for the 2001 Operating and Capital Budgets and for Priorities 2001, as more fully set forth in Petn No 266184 on file in the Office of the City Clerk.

Adopted. Yeas, 12; Nays none.

Absent - Biernat.

Passed August 25, 2000.

Approved August 30, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

**W&M/Budget** - Your Committee recommends that the proper City officers be authorized to execute Amendment #14 to Contract #6544 with the Minneapolis Telecommunications Network, extending said contract through December 31, 2004 (the life of the franchise) and revising the payment schedule, as follows:

a) October 1, 2000, payment of the balance of funds remaining in the 2000 budget;

b) January 1, 2001 (and subsequent years), payment of 50% of budgeted annual funds; and

c) July 1, 2001 (and subsequent years), payment of 50% of budgeted funds.

Adopted. Yeas, 12; Nays none.

Absent - Biernat.

Passed August 25, 2000.

Approved August 30, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.



**W&M/Budget** - Your Committee recommends acceptance of \$1,600 from the Community Action Discretionary Fund of the Minneapolis Foundation to provide funds to allow neighborhood participants to attend the sixth annual White House Community Empowerment Conference in Columbus, Ohio, June 27-29, 2000.

Your Committee further recommends passage of the accompanying resolution increasing the City Coordinator Agency appropriation and revenue estimate by \$1,600.

Adopted. Yeas, 12; Nays none.

Absent - Biernat.

Passed August 25, 2000.

Approved August 30, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

**RESOLUTION 2000R-386**

**By Campbell**

**Amending The 2000 General Appropriation Resolution.**

Resolved by The City Council of The City of Minneapolis:

That the above-entitled resolution, as amended, be further amended by increasing the appropriation for the City Coordinator Agency in the Grants - Other Fund (0600-840-8460) by \$1,600, and increasing the City Coordinator revenue estimate in the Grants - Other Fund (0600-840-8460-Source 3720) by \$1,600.

Adopted. Yeas, 12; Nays none.

Absent - Biernat.

Passed August 25, 2000. J. Cherryhomes, President of Council.

Approved August 30, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

**W&M/Budget** - Your Committee recommends acceptance of the low bid received on OP #5459 (Petn No 266187), submitted by Swanson & Youngdale, Inc., for furnishing, delivering and installing wall fabric at the Minneapolis Convention Center, in the amount of \$162,240, all in accordance with City specifications.

Your Committee further recommends that the proper City officers be authorized and directed to execute a contract for said services.

Adopted. Yeas, 12; Nays none.

Absent - Biernat.

Passed August 25, 2000.

Approved August 30, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

**W&M/Budget** - Your Committee recommends approval of a request from the Minneapolis Park and Recreation Board, in cooperation with Ballet Arts Minnesota, to place in the September/October, 2000 utility billings an insert relating to the City Children's Nutcracker Program.

Your Committee further recommends approval to waive the .015 charge per insert per billing.

Adopted. Yeas, 12; Nays none.

Absent - Biernat.

Passed August 25, 2000.

Approved August 30, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

**W&M/Budget** - Your Committee, having under consideration Funding Agreement #14069 between the Minneapolis Community Development Agency (MCDA) and the Neighborhood Revitalization Program (NRP) to provide NRP funds to develop "Word Mural" signage to animate buildings' history and architecture in the Warehouse District, at a cost not to exceed \$50,000, now recommends passage of

the accompanying resolution increasing the Planning Department Agency appropriation and revenue estimate by \$50,000.

Adopted. Yeas, 12; Nays none.

Absent - Biernat.

Passed August 25, 2000.

Approved August 30, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

**RESOLUTION 2000R-387**

**By Campbell**

**Amending The 2000 General Appropriation Resolution.**

Resolved by The City Council of The City of Minneapolis:

That the above-entitled resolution, as amended, be further amended by increasing the appropriation for the Planning Department Agency in the Grants - Other Fund (0600-380-3820) by \$50,000, and increasing the Planning Department Agency revenue estimate in the Grants - Other Fund (0600-380-3820-Source 3215) by \$50,000.

Adopted. Yeas, 12; Nays none.

Absent - Biernat.

Passed August 25, 2000. J. Cherryhomes, President of Council.

Approved August 30, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

**W&M/Budget** - Your Committee, having under consideration Funding Agreement #13379 between the Minneapolis Community Development Agency (MCDA) and the Neighborhood Revitalization Program (NRP) to provide NRP funds to develop a comprehensive community development initiative for the East Lake Street Corridor, at a cost not to exceed \$24,900, now recommends passage of the accompanying resolution increasing the Planning Department Agency appropriation and revenue estimate by \$24,900.

Adopted. Yeas, 12; Nays none.

Absent - Biernat.

Passed August 25, 2000.

Approved August 30, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

**RESOLUTION 2000R-388**

**By Campbell**

**Amending The 2000 General Appropriation Resolution.**

Resolved by The City Council of The City of Minneapolis:

That the above-entitled resolution, as amended, be further amended by increasing the appropriation for the Planning Department Agency in the Grants - Other Fund (0600-380-3820) by \$24,900, and increasing the Planning Department Agency revenue estimate in the Grants - Other Fund (0600-380-3820-Source 3215) by \$24,900.

Adopted. Yeas, 12; Nays none.

Absent - Biernat.

Passed August 25, 2000. J. Cherryhomes, President of Council.

Approved August 30, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

**W&M/Budget** - Your Committee recommends that the proper City officers be authorized to execute a contract with Biko Associates to provide professional revitalization services to the West Broadway

Area Coalition, for revitalization of the West Broadway Corridor over a two-year period, in an amount not to exceed \$129,585, as more fully set forth in Petn No 266186 on file in the Office of the City Clerk.

Your Committee further recommends passage of the accompanying resolution increasing the Planning Department Agency appropriation and revenue estimate by \$129,585.

Adopted. Yeas, 12; Nays none.

Absent - Biernat.

Passed August 25, 2000.

Approved August 30, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

**RESOLUTION 2000R-389**

**By Campbell**

**Amending The 2000 General Appropriation Resolution.**

Resolved by The City Council of The City of Minneapolis:

That the above-entitled resolution, as amended, be further amended by increasing the appropriation for the Planning Department Agency in the Grants - Other Fund (0600-380-3820) by \$129,585, and increasing the Planning Department Agency revenue estimate in the Grants - Other Fund (0600-380-3820-Source 3215) by \$129,585.

Adopted. Yeas, 12; Nays none.

Absent - Biernat.

Passed August 25, 2000. J. Cherryhomes, President of Council.

Approved August 30, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

**W&M/Budget** - Your Committee, having under consideration Funding Agreement #14475 between the Minneapolis Community Development Agency (MCDA) and the Neighborhood Revitalization Program (NRP) to provide NRP funding for Calhoun Area Residents Action Group Neighborhood Master Plan, for the period from July 1, 1999 through June 30, 2000, and with the understanding that funds were inadvertently accounted for in the General Fund, now recommends transfer of said NRP funding, in the amount of \$55,000, to the Grants - Other Fund.

Your Committee further recommends passage of the accompanying resolution increasing the Planning Department Agency appropriation and revenue estimate by \$55,000.

Adopted. Yeas, 12; Nays none.

Absent - Biernat.

Passed August 25, 2000.

Approved August 30, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

**RESOLUTION 2000R-390**

**By Campbell**

**Amending The 2000 General Appropriation Resolution.**

Resolved by The City Council of The City of Minneapolis:

That the above-entitled resolution, as amended, be further amended by:

a) decreasing the appropriation for the Planning Department Agency in the General Fund (0100-380-3820) by \$55,000; and

b) increasing the appropriation for the Planning Department Agency in the Grants - Other Fund (0600-380-3820) by \$55,000, and increasing the Planning Department Agency revenue estimate in the Grants - Other Fund (0600-380-3820-Source 3215) by \$55,000.

Adopted. Yeas, 12; Nays none.

Absent - Biernat.

Passed August 25, 2000. J. Cherryhomes, President of Council.  
Approved August 30, 2000. S. Sayles Belton, Mayor.  
Attest: M. Keefe, City Clerk.

**W&M/Budget** - Your Committee, having under consideration Metropolitan Council funding for the Cedar Riverside/Franklin Avenue light rail transit (LRT) station master plans, in the amount of \$100,000, with the understanding that funds will be administered through the Minneapolis Planning Department, now recommends passage of the accompanying resolution increasing the Planning Department Agency appropriation and revenue estimate by \$100,000.

Adopted. Yeas, 12; Nays none.

Absent - Biernat.

Passed August 25, 2000.

Approved August 30, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

**RESOLUTION 2000R-391**  
**By Campbell**

**Amending The 2000 General Appropriation Resolution.**

Resolved by The City Council of The City of Minneapolis:

That the above-entitled resolution, as amended, be further amended by increasing the appropriation for the Planning Department Agency in the Grants - Other Fund (0600-380-3820) by \$100,000, and increasing the Planning Department Agency revenue estimate in the Grants - Other Fund (0600-380-3820-Source 3215) by \$100,000.

Adopted. Yeas, 12; Nays none.

Absent - Biernat.

Passed August 25, 2000. J. Cherryhomes, President of Council.

Approved August 30, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

**W&M/Budget** - Your Committee, having under consideration Lease Agreement #13342 with Compaq - Eduflex for hardware for the Information and Technology Services (ITS) Department, now recommends that the proper City officers be authorized to execute a leasing schedule, to be included as part of said agreement, as more fully set forth in Petn No 266185 on file in the Office of the City Clerk.

Your Committee further recommends that the Chief Information Officer, or his designee, be the signature authority for leasing of all department hardware, with the cost of remaining requirements for 2000 not to exceed \$400,000, payable from the ITS Agency in the Intergovernmental Services Fund (6400-880) and from the Strategic Information System Projects Agency in the Permanent Improvement Projects Fund (4100-972).

Adopted. Yeas, 12; Nays none.

Absent - Biernat.

Passed August 25, 2000.

Approved August 30, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

The **ZONING & PLANNING** Committee submitted the following reports:

**Z&P** - Your Committee, having under consideration the petition of American Indian Business Development Corporation (Vac#1309) to vacate 12th Av S between Franklin Av E and 21st St E to allow a shopping center with retail space and a restaurant, now concurs in the recommendation of the Planning Commission to adopt the findings set forth in Petn No 266191 and to grant said vacation, subject to retention of easement rights by Northern States Power, US West, Minnegasco and Paragon Cable.

Your Committee further recommends passage of the accompanying resolution vacating said portion of 12th Av S, and summary publication of same.

Adopted. Yeas, 12; Nays none.

Absent - Biernat.

Passed August 25, 2000.

Approved August 30, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

Resolution 2000R-392, entitled "Vacating 12th Avenue South between Franklin Avenue East and 21st Street East. (Vac # 1309)" was passed August 25, 2000 by the City Council and approved August 30, 2000 by the Mayor. A complete copy of this resolution is available for public inspection in the office of the City Clerk.

The following is the complete text of the unpublished summarized resolution.

**RESOLUTION 2000R-392**

**By McDonald**

**Vacating 12th Avenue South between Franklin Avenue East and 21st Street East. (Vac # 1309)**

Resolved by The City Council of The City of Minneapolis:

That all that part of 12th Avenue South dedicated in the plat of Elliots Addition that lies between the south line of Franklin Avenue East and the north line of 21st Street East is hereby vacated except that such vacation shall not affect the existing easement right and authority of Northern States Power, US West, Minnegasco and Paragon Cable, their successors and assigns, to enter upon that portion of the aforescribed street which is described in regard to each of said corporations as follows, to wit:

As to NSP, US West, Minnegasco and Paragon Cable: All of the to be vacated street to operate, maintain, repair, alter, inspect or remove its above-described utility facilities, and said easement right and authority is hereby expressly reserved to each of the above-named corporations, and no other person or corporation shall have the right to fill, excavate, erect buildings or other structures, plant trees or perform any act which would interfere with or obstruct access to said street upon or within the above-described areas without first obtaining the written approval of the corporations having utility facilities located within the area involved authorizing them to do so.

Adopted. Yeas, 12; Nays none.

Absent - Biernat.

Passed August 25, 2000. J. Cherryhomes, President of Council.

Approved August 30, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

**Z&P** - Your Committee, having under consideration the petition of Dave and Diane Lilly (Vac #1326) to vacate a portion of Kenilworth Place to allow an access drive to the rear of lot and landscaped area at 2800 Kenilworth Place, now concurs in the recommendation of the Planning Commission to adopt the findings set forth in Petn No 266191 and to grant said vacation, subject to retention of easement rights by the City of Minneapolis.

Your Committee further recommends passage of the accompanying resolution vacating said portion of Kenilworth Place, and summary publication of same.

Adopted. Yeas, 12; Nays none.

Absent - Biernat.

Passed August 25, 2000.

Approved August 30, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

Resolution 2000R-393, entitled "Vacating that portion of Kenilworth Place not previously vacated, formerly known as 26th Street West, being 153.56 feet in length that lies adjacent to and southerly of the southeasterly and most southwesterly corners of Lot 24, Block 3, Kenilworth 2nd Addition. (Vac #1326)" was passed August 25, 2000 by the City Council and approved August 30, 2000 by the Mayor. A complete copy of this resolution is available for public inspection in the office of the City Clerk.

The following is the complete text of the unpublished summarized resolution.

**RESOLUTION 2000R-393**

**By McDonald**

**Vacating that portion of Kenilworth Place not previously vacated, formerly known as 26th Street West, being 153.56 feet in length that lies adjacent to and southerly of the southeasterly and most southwesterly corners of Lot 24, Block 3, Kenilworth 2nd Addition. (Vac #1326)**

Resolved by The City Council of The City of Minneapolis:

That all that part of Kenilworth Place not previously vacated, formerly known as 26th Street West, being 153.56 feet in length that lies adjacent to and southerly of the southeasterly and most southwesterly corners of Lot 24, Block 3, Kenilworth 2nd Addition is hereby vacated except that such vacation shall not affect the existing easement right and authority of the City of Minneapolis, their successors and assigns, to enter upon that portion of the aforescribed street which is described in regard to each of said corporations as follows, to wit:

As to the City of Minneapolis:

Subject to an easement for bicycle and recreational purposes over, under and across the southerly 12 feet of the street to be vacated, and

Subject to an easement for storm and sanitary sewer purposes over, under and across the south 35 feet of the street to be vacated.

to operate, maintain, repair, alter, inspect or remove its above-described utility facilities, and said easement right and authority is hereby expressly reserved to each of the above-named corporations and the City of Minneapolis, and no other person or corporation shall have the right to fill, excavate, erect buildings or other structures, plant trees or perform any act which would interfere with or obstruct access to said street upon or within the above-described areas without first obtaining the written approval of the corporations and the Director of Public Works of the City of Minneapolis having utility facilities located within the area involved authorizing them to do so.

Where the area described above in regard to any of the other corporations, or any part thereof lies within the area described above in regard to the City of Minneapolis, the rights reserved to the other corporation or corporations shall be subordinate to the rights reserved to the City of Minneapolis to the same extent that said rights would be subordinate if this street had not been vacated.

Adopted. Yeas, 12; Nays none.

Absent - Biernat.

Passed August 25, 2000. J. Cherryhomes, President of Council.

Approved August 30, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

**Z&P** – Your Committee, having under consideration the application of the Salvation Army to rezone property at 53 Glenwood Av from the B4C zone to the B4C zone with the B4H Downtown Housing Overlay to permit the Hope Harbor Supportive Housing Development, including 96 rental dwelling units and a 19 stall surface parking lot, now concurs in the recommendation of the Planning Commission to adopt the related findings set forth in Petn No 266191 and to approve the application.

Your Committee further recommends passage of the accompanying amendment to the Zoning Ordinance.

Adopted. Yeas, 12; Nays none.

Absent - Biernat.

Passed August 25, 2000.  
Approved August 30, 2000. S. Sayles Belton, Mayor.  
Attest: M. Keefe, City Clerk.

**ORDINANCE 2000-Or-080**  
**By McDonald**

**1st & 2nd Readings: 8/25/2000**

**Amending Title 20, Chapter 521 of the Minneapolis Code of Ordinances relating to Zoning Code: Zoning Districts and Maps Generally.**

The City Council of The City of Minneapolis do ordain as follows:

Section 1. That Section 521.30 of the above-entitled ordinance be amended by changing the zoning district for the following parcel of land, pursuant to MS 462.357:

A. That part of Lots 1 through 6, Block 10, Bell and Wagners Addition, City of Minneapolis, County of Hennepin (53 Glenwood Avenue - Plate 19) to the B4C District with the B4H Downtown Housing Overlay.

Adopted. Yeas, 12; Nays none.

Absent - Biernat.

Passed August 25, 2000. J. Cherryhomes, President of Council.

Approved August 30, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

**Z&P** - Your Committee, having under consideration the petition of The Rottlund Company (Vac #1323) to vacate part of 3rd Av N between 4th Av N and the Burlington Northern railroad tracks to allow open space for the Renaissance on the River townhouse development, now concurs in the recommendation of the Planning Commission to adopt the findings set forth in Petn No 266191 and to grant said vacation, subject to retention of easement rights by Northern States Power, MCI World Com and the Burlington Northern and Santa Fe Railway Company.

Your Committee further recommends passage of the accompanying resolution vacating said part of 3rd Av N, and summary publication of same.

Adopted. Yeas, 12; Nays none.

Absent - Biernat.

Passed August 25, 2000.

Approved August 30, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

Resolution 2000R-394, entitled "Vacating that part of 3rd Avenue North lying within the following described area: Commencing at the northeast corner of Lot 7, Block 9, Town of Minneapolis, thence northeasterly to the southeast corner of Lot 6, Block 2 Town of Minneapolis, thence southeasterly along the southeasterly extension of the southwesterly line of said lot 6 a distance of 40 feet, thence southwesterly to the point of beginning and there terminating. (Vac #1323)" was passed August 25, 2000 by the City Council and approved August 30, 2000 by the Mayor. A complete copy of this resolution is available for public inspection in the office of the City Clerk.

The following is the complete text of the unpublished summarized resolution.

**RESOLUTION 2000R-394**

**By McDonald**

**Vacating that part of 3rd Avenue North lying within the following described area: Commencing at the northeast corner of Lot 7, Block 9, Town of Minneapolis, thence northeasterly to the southeast corner of Lot 6, Block 2 Town of Minneapolis, thence southeasterly along the southeasterly extension of the southwesterly line of said lot 6 a distance of 40 feet, thence southwesterly to the point of beginning and there terminating. (Vac #1323)**

Resolved by The City Council of The City of Minneapolis:

That all that part of 3rd Avenue North lying within the following described area: Commencing at the northeast corner of Lot 7, Block 9, Town of Minneapolis, thence northeasterly to the southeast corner of Lot 6, Block 2 Town of Minneapolis, thence southeasterly along the southeasterly extension of the southwesterly line of said lot 6 a distance of 40 feet, thence southwesterly to the point of beginning and there terminating is hereby vacated except that such vacation shall not affect the existing easement right and authority of Northern States Power, MCI Worldcom, and Burlington Northern and Santa Fe Railway Company, their successors and assigns, to enter upon that portion of the aforescribed street which is described in regard to each of said corporations as follows, to wit:

As to NSP, MCI Worldcom, and Burlington Northern and Santa Fe Railway Company: Over all of the vacated street,

to operate, maintain, repair, alter, inspect or remove its above-described utility facilities, and said easement right and authority is hereby expressly reserved to each of the above-named corporations, and no other person or corporation shall have the right to fill, excavate, erect buildings or other structures, plant trees or perform any act which would interfere with or obstruct access to said street upon or within the above-described areas without first obtaining the written approval of the corporations having utility facilities located within the area involved authorizing them to do so.

Adopted. Yeas, 12; Nays none.

Absent - Biernat.

Passed August 25, 2000. J. Cherryhomes, President of Council.

Approved August 30, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

**Z&P** - Your Committee, having under consideration the petition of 520 North Washington, Inc (Vac #1322) to vacate the alley in the block bounded by Washington Av N, 5th and 6th Aves N, and 2nd St N to permit access to loading docks at 500 - 528 Washington Av N, now concurs in the recommendation of the Planning Commission to adopt the findings set forth in Petn No 266191 and to grant said vacation, subject to retention of easement rights by Northern States Power.

Your Committee further recommends passage of the accompanying resolution vacating said alley, and summary publication of same.

Adopted. Yeas, 12; Nays none.

Absent - Biernat.

Passed August 25, 2000.

Approved August 30, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

Resolution 2000R-395, entitled "Vacating all that part of the 16' wide public alley dedicated in Block 31 Town of Minneapolis Addition. (Vac #1322)" was passed August 25, 2000 by the City Council and approved August 30, 2000 by the Mayor. A complete copy of this resolution is available for public inspection in the office of the City Clerk.

The following is the complete text of the unpublished summarized resolution.



**RESOLUTION 2000R-395**

**By McDonald**

**Vacating all that part of the 16' wide public alley dedicated in Block 31 Town of Minneapolis Addition. (Vac #1322)**

Resolved by The City Council of The City of Minneapolis:

That all that part of the 16' wide public alley dedicated in Block 31 Town of Minneapolis Addition is hereby vacated except that such vacation shall not affect the existing easement right and authority of Northern States Power, their successors and assigns, to enter upon that portion of the aforescribed alley which is described in regard to each of said corporations as follows, to wit:

As to NSP: Over all the vacated alley to operate, maintain, repair, alter, inspect or remove its above-described utility facilities, and said easement right and authority is hereby expressly reserved to each of the above-named corporations, and no other person or corporation shall have the right to fill, excavate, erect buildings or other structures, plant trees or perform any act which would interfere with or obstruct access to said alley upon or within the above-described areas without first obtaining the written approval of the corporations having utility facilities located within the area involved authorizing them to do so.

Adopted. Yeas, 12; Nays none.

Absent - Biernat.

Passed August 25, 2000. J. Cherryhomes, President of Council.

Approved August 30, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

**Z&P** - Your Committee, having under consideration the application of Lutheran Brotherhood for an interim use permit to expand the surface parking lot which occupies the major part of the block bounded by 5th Av S, Portland Av, 6th St and 7th St by adding an additional 70 stalls on the site occupied by National City Bank at 601 5th Av S in that same block, for a 2 year period, and having conducted a public hearing thereon, now recommends adoption of the findings set forth in Petn No 266191 and approval of said application upon the following conditions:

1. The Planning Department shall approve final construction drawings, the lighting plan, and the landscape plan.

2. The permit shall expire two years after the date of approval by the City Council.

3. If, at the end of the two-year period, the applicant has not made application for permits for the redevelopment of the site at 601 5th Av S, the applicant shall apply for a variance of the parking overlay and shall landscape the entire block on which the site is a part, consistent with the provisions of Chapter 530 and Section 541.360(b) of the Zoning Code. The improvements shall be completed by November 30, 2002.

Adopted. Yeas, 12; Nays none.

Absent - Biernat.

Passed August 25, 2000.

Approved August 30, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

**Z&P** - Your Committee, having under consideration the appeal of Judith G. Britton from the decision of the Board of Adjustment denying application for a variance of the maximum permitted fence height in the northwest side yard from the required 6 ft to 7 ft for two 8 ft long sections, and from 6 ft to 8 ft for one 8 ft long section, at 1415 E River Rd (V-0252), and having conducted a public hearing thereon, now recommends that said variance be granted notwithstanding the decision of the Board of Adjustment. (Petr No 266190)

Adopted. Yeas, 12; Nays none.

Absent - Biernat.

Passed August 25, 2000.

Approved August 30, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

**Z&P** - Your Committee recommends granting the following applications for special permits, notwithstanding the Zoning Code:

a. Park Nicollet Clinic: Application to start construction on building addition at 2001 Blaisdell Av before layout of parking lot across the street has been corrected, on condition that the applicant obtain site plan review approval from the Planning Commission. (2000-142)

b. Russ Schramm on behalf of Franklin Bank: Application to allow construction of bank with a three-lane drive-up at 525 Washington Av N, within the Industrial Living Overlay District (ILOD), on condition that if the proposed amendment to the Zoning Code relating to ILODs does not pass, applicant will be required to remove all improvements. (2000-146)

c. Vern DeRung on behalf of Minneapolis Lock & Key Supply: Application to install a 48 in x 96 in, illuminated DIF Pylon sign on the southeast corner of parking lot, with the sign to be 3 in from the building and 20 ft high, at 4442 Nicollet Av S. (2000-131)

Mead moved that the applications of Russ Schramm on behalf of Franklin Bank, and Vern DeRung on behalf of Minneapolis Lock & Key Supply be acted upon separately. Seconded.

Adopted upon a voice vote.

The report, as divided, was adopted.

Yeas, 9; Nays none.

Declining to Vote - Mead, Lane, Ostrow.

Absent - Biernat.

Passed August 25, 2000.

Approved August 30, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

**Z&P** - Your Committee recommends granting the following application for special permit, notwithstanding the Zoning Code:

Russ Schramm on behalf of Franklin Bank: Application to allow construction of bank with a three-lane drive-up at 525 Washington Av N, within the Industrial Living Overlay District (ILOD), on condition that if the proposed amendment to the Zoning Code relating to ILODs does not pass, applicant will be required to remove all improvements. (2000-146)

Adopted. Yeas, 10; Nays none.

Declining to Vote - Lane, Ostrow.

Absent - Biernat.

Passed August 25, 2000.

Approved August 30, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

**Z&P** - Your Committee recommends granting the following application for special permit, notwithstanding the Zoning Code:

Vern DeRung on behalf of Minneapolis Lock & Key Supply: Application to install a 48 in x 96 in, illuminated DIF Pylon sign on the southeast corner of parking lot, with the sign to be 3 in from the building and 20 ft high, at 4442 Nicollet Av S. (2000-131)

Adopted. Yeas, 10; Nays none.

Declining to Vote - Lane, Ostrow.

Absent - Biernat.

Passed August 25, 2000.

Approved August 30, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

**Z&P** - Your Committee, to whom was referred by the Council on June 23, 2000 two ordinances amending Title 20, Chapter 531 of the Minneapolis Code of Ordinances relating to *Zoning Code: Nonconforming Uses and Structures* and Title 20, Chapter 544 relating to *Zoning Code: Off Premise Advertising Signs and Billboards*, which ordinances would allow the removal and reconstruction of a nonconforming roof mounted advertising sign or billboard, now recommends that said ordinances be returned to author.

Adopted. Yeas, 12; Nays none.  
Absent - Biernat.  
Passed August 25, 2000.  
Approved August 30, 2000. S. Sayles Belton, Mayor.  
Attest: M. Keefe, City Clerk.

### MOTIONS

Mead moved to waive the 14-day filing time as required by Chapter 455 of the Minneapolis Code of Ordinances for applicant Pauline Rohrman for a residential block event to be held Sunday, August 20, 2000, between the hours of 5:00 and 10:00 p.m. on 44<sup>th</sup> Street West between Grand and Harriet Avenues South, having approval granted by the Public Works Department to grant said waiver. Seconded.

Adopted. Yeas; 12; Nays none.  
Absent - Biernat.  
Passed August 25, 2000.  
Approved August 30, 2000. S. Sayles Belton, Mayor.  
Attest: M. Keefe, City Clerk.

Thurber moved to waive the 14-day filing time as required by Chapter 455 of the Minneapolis Code of Ordinances for applicant Rose Williams of St. James Church for a residential block event to be held Sunday, August 13, 2000, from 10:00 a.m. and 5:00 p.m. on East 36<sup>th</sup> Street between Snelling and Dight Avenues, having approval granted by the Public Works Department to grant said waiver. Seconded.

Adopted. Yeas; 12; Nays none.  
Absent - Biernat.  
Passed August 25, 2000.  
Approved August 30, 2000. S. Sayles Belton, Mayor.  
Attest: M. Keefe, City Clerk.

Campbell moved to waive the 60-day filing time as required by Chapter 447 of the Minneapolis Code of Ordinances for applicant Sgt Raymond Jefferson for the Lighting Run for Diabetes - motorcycle convoy to be held Saturday, August 26, 2000, between the hours of 8:00 p.m. and 8:30 p.m. from the St. Paul city limits to Wiskey Junction, subject to approval granted by the Public Works and the Police departments to grant said waiver. Seconded.

Adopted. Yeas; 12; Nays none.  
Absent - Biernat.  
Passed August 25, 2000.  
Approved August 30, 2000. S. Sayles Belton, Mayor.  
Attest: M. Keefe, City Clerk.

McDonald moved to introduce the subject matter of an Ordinance amending Title 20, Chapter 520 of the Minneapolis Code of Ordinances relating to *Zoning Code: Introductory Provisions*, which was given its first reading and referred to the Zoning & Planning Committee (Amending Section 520.160, Definitions, related to Cluster Development).

McDonald moved to introduce the subject matter of an Ordinance amending Title 20, Chapter 536 of the Minneapolis Code of Ordinances relating to *Zoning Code: Specific Development Standards*, which was given its first reading and referred to the Zoning & Planning Committee (Amending Section 536.20 related to Cluster Development).

Campbell moved to grant the application of James Morrison on behalf of The Guthrie Theater for a special permit, notwithstanding the Zoning Code, to allow for a temporary sign at 812 2<sup>nd</sup> Street South on the condition that the sign be removed if approval is not granted. (#2000-157) Seconded.

Adopted. Yeas; 11; Nays none.  
Declining to vote - Lane.  
Absent - Biernat.  
Passed August 25, 2000.  
Approved August 30, 2000. S. Sayles Belton, Mayor.  
Attest: M. Keefe, City Clerk.

McDonald moved to grant the application of Vance Gellert for a special permit, notwithstanding the Zoning Code, to allow temporary banners, one approximately 30' x 40' to be mounted on the West wall at 711 West Lake Street, and two banners, approximately 4' x 30', for a special Cuba photographic show, on the condition that they be removed by November 15, 2000. (#2000-159) Seconded.

Adopted. Yeas; 11; Nays none.  
Declining to vote - Lane.  
Absent - Biernat.  
Passed August 25, 2000.  
Approved August 30, 2000. S. Sayles Belton, Mayor.  
Attest: M. Keefe, City Clerk.

Campbell moved that the Ways & Means/Budget Committee be discharged from further consideration of a resolution urging the City of Minneapolis to include certified organic food vendors as an option in contract negotiations and to urge the federal government to label and test genetically engineered (g.e.) goods as well as to assign liability to the commercial developers of g.e. technology.

**IGR & W&M/Budget** - Your Committee recommends passage of the accompanying resolution relating to organic foods.

Adopted. Yeas, 11; Nays, 1 as follows:  
Yeas - Colvin Roy, McDonald, Mead, Lane, Herron, Thurber, Ostrow, Campbell, Niland, Goodman, Cherryhomes.  
Nays - Johnson.  
Absent - Biernat.  
Passed August 25, 2000.  
Approved August 30, 2000. S. Sayles Belton. Mayor.  
Attest: M. Keefe, City Clerk.

**RESOLUTION 2000R-396**  
**By Niland and Cherryhomes**

**Urging the City of Minneapolis to include certified organic food vendors as an option in contract negotiations and to urge the federal government to label and test genetically engineered (g.e.) foods as well as to assign liability to the commercial developers of g.e. technology.**

Whereas, consumers of any food product have the right to complete confidence and thorough knowledge of any ingredient in their food or other products; and

Whereas, genetically engineered (g.e.) foods have not been adequately tested by any federal agency for long-term impacts on human health or the environment; and

Whereas, the Food and Drug Administration (FDA) suggests only that companies engineering foods state that g.e. foods are safe, but requires no further testing; and

Whereas, numerous bioengineers and related distinguished scientists have gone on record stating this technology clearly is different from traditional breeding methods and is highly probable to exhibit a host of undesirable health and environmental risk factors; and

Whereas, competent scientific researchers have suggested that g.e. foods, seed, and other products could pose risks to the environment, including damaged soil ecology, harmful effects to wildlife, increased use of farm chemicals, and other potential effects; and

Whereas, scientists and other researchers have indicated that g.e. crops may harm beneficial insect species, such as Monarch butterflies, as well as threatened and endangered insect species; and

Whereas, g.e. materials could have serious impacts on levels of toxins in food, antibiotic resistance, cancer, immuno-suppression, and allergic reactions, and may be particularly threatening to children and the elderly; and

Whereas, in the event of a serious health impact and an ensuing lawsuit, the federal government has not yet assigned liability to the commercial developers of g.e. foods; and

Whereas, g.e. foods are growing in prevalence in the United States and around the world, without sufficient regulation or research; and

Whereas, many community organizations, representing farmers and sustainable agriculture interests, as well as consumers, environmentalists and others, have argued for a moratorium on g.e. foods (<http://www.GEFoodAlert.org>), and some countries have effectively-if not officially-instituted a moratorium, including France, Italy, Denmark, Greece, and Luxembourg; and

Whereas, the European Commission has agreed on terms to guarantee the labeling of g.e. foods;

Now, Therefore, Be It Resolved by The City Council of The City of Minneapolis:

That the City Council of Minneapolis formally state to the Food and Drug Administration (FDA), Environmental Protection Agency (EPA), and United States Department of Agriculture (USDA) that all g.e. foods should be labeled clearly, that all g.e. material should be thoroughly researched and regulated, that liability should be assigned to the commercial developers of g.e. foods, and that, until these materials are proven safe, that the FDA, the EPA, and the USDA should establish a moratorium on these products.

Be It Further Resolved that the Minneapolis City Council endorses House Bills 3883 named the "Genetically Engineered Food Safety Act," and 3377 and its companion Senate Bill 2080 named the "Genetically Engineered Food Right-to-Know Act."

Be It Further Resolved that the City Council urges that all City departments and agencies include certified organic food vendors as an option during any and all contract negotiations.

Be It Further Resolved that the City Council urges that, by January of 2001, special events held by City departments and City agencies include caterers that avoid g.e. ingredients and use certified organic foods and Minnesota Grown organic foods as an option.

Be It Further Resolved that the City Council urges the Minneapolis School District to consider offering certified organic lunches as an option.

Adopted. Yeas, 11; Nays, 1 as follows:

Yeas - Colvin Roy, McDonald, Mead, Lane, Herron, Thurber, Ostrow, Campbell, Niland, Goodman, Cherryhomes.

Nays - Johnson.

Absent - Biernat.

Passed August 25, 2000. J. Cherryhomes, President of Council.

Approved August 30, 2000. S. Sayles Belton. Mayor.

Attest: M. Keefe, City Clerk.

Goodman moved to waive the time of event (Weekdays-No earlier than 6 PM or later than 10:30 PM) as required by Chapter 455 of the Minneapolis Code of Ordinances for applicant Nancy Jacobs, The Design Group, for a business district block event to be held Thursday, September 14, 2000, between the hours of 10:00 a.m. and 9:00 p.m. on 2nd Avenue South between Marquette Avenue South and 12th Street South, having approval granted by Public Works and the Police departments to grant said waiver. Seconded.

Adopted. Yeas, 12; Nays none.

Absent - Biernat.

Passed August 25, 2000.

Approved August 30, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

Niland moved to refer the subject matter of the Minneapolis Police Department policy regarding demonstrations to the Public Safety & Regulatory Services Committee. Seconded.  
Adopted upon a voice vote.

## RESOLUTIONS

Goodman and Niland offered a Resolution preserving or replacing SRO-type housing, which was referred to the Community Development and Zoning & Planning Committees.

Campbell offered a Resolution transferring the City's participation in the Clean Fuels Minnesota initiative to that of the Twin Cities Clean Cities Coalition (TC4), which was referred to the Transportation & Public Works Committee.

Niland, Herron, McDonald, Cherryhomes, Goodman, Mead, Johnson, Campbell, Thurber and Colvin Roy offered the following Resolution:

### RESOLUTION 2000R-397

#### **Expressing support for a fair contract for American Federation of Television and Radio Artists (AFTRA) and the Screen Actors Guild (SAG).**

Whereas, in an effort to establish equity in pay structures, the American Federation of Television and Radio Artists (AFTRA) and the Screen Actors Guild (SAG), unions representing some 1300 people in the Twin Cities area and over 140,000 nationwide, have been on strike against the advertising industry since May 1, 2000; and

Whereas, the advertising industry is enjoying unprecedented prosperity, with record revenues and profits; and on average, payments to actors make up less than 1.4% of the cost to produce and air a commercial and Twin Cities union actors average less than \$5000 per year in earnings from commercials; and

Whereas, the theater community and the motion picture and commercial film and video industry are significant cultural and economic contributors to the quality of life in the City of Minneapolis; and without the crucial income from commercial work many actors would no longer be available to work in the theater and in motion pictures made in Minneapolis, thereby putting an important arts community at risk; and

Whereas, actors appearing in network radio and television commercials are currently paid on a "pay-per-play" basis, and the advertising industry proposes to compensate these actors with a flat fee amounting to a 70% pay cut; and

Whereas, cable television networks are now able to compete on a near-equal footing with broadcast networks and there is no longer any basis for treating cable network commercials differently from broadcast network commercials, but the advertising industry has refused to discuss "pay-per-play" for cable commercials, offering instead a flat fee that would amount to less than minimum wage on a daily basis; and

Whereas, despite their stated desire to "modernize" the commercials contracts, the advertising industry has refused to discuss the monitoring of commercials, which could be done with existing technology, and they have also refused to discuss a system of equitable compensation for commercials shown on the Internet; and

Whereas, the unions' most recent proposal was flatly rejected by the advertising industry, an action which killed renewed negotiations before they began; and

Whereas, with the strike now in its fourth month it is high time that the leaders of the multi-billion-dollar advertising industry sit down with representatives of AFTRA and SAG in a sincere attempt to create a pay structure for actors in radio and television commercials that would exclude crippling pay cuts and would assure a fair and equitable resolution of this labor dispute;

Now, Therefore, Be It Resolved by The City Council of The City of Minneapolis:

That the City Council urges in the strongest terms that representatives of the advertising industry and representatives of AFTRA and SAG resolve this labor dispute in a manner that avoids outrageous pay cuts and respects the legitimate interests of the parties.

Be It Further Resolved, that suitable copies of this resolution be presented to AFTRA, SAG, and advertising industry leaders.

Adopted. Yeas, 11; Nays none.

Declining to Vote - Lane.

Absent - Biernat.

Passed August 25, 2000. J. Cherryhomes, President of Council.

Approved August 30, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

### UNFINISHED BUSINESS

Tires for Less (3011 3<sup>rd</sup> Av S): Revoke Motor Vehicle Repair Garage License, due to non-compliance with site plan and conditional use permits. (Postponed 12/17/99, PS&RS)

Herron moved to continue postponement. Seconded.

Adopted upon a voice vote.

Fire Department Reorganization: Passage of Ordinance amending Title 9, Chapter 173 relating to *Fire and Police Protection: Fire*, to accommodate reorganization of personnel. (Postponed 6/23/2000, PS&RS)

Cherryhomes moved to continue postponement. Seconded.

Adopted upon a voice vote.

Airbourne Service Center (2601 Central Av NE): Revoke Motor Vehicle Repair Garage License for failure to complete site plan review process. (Postponed 7/14/2000, PS&RS)

Ostrow moved to continue postponement. Seconded.

Adopted upon a voice vote.

Charter Amendment: Passage of Ordinance amending Chapter 19 of the City Charter relating to *Civil Service*, amending various sections relating to Classified Service. (13 votes) (Postponed 8/11/2000, IGR)

Charter Amendment: Passage of Ordinance amending Chapter 7 of the City Charter relating to *Fire Department*, providing for reorganization of appointed service in the Fire Department. (13 votes) (Postponed 8/11/2000, IGR)

Cherryhomes moved to continue postponement. Seconded.

Adopted upon a voice vote.

Pursuant to notice, Campbell moved to refer the subject matter of an amendment to Rule 3J of the Rules of the City Council regarding joint meetings to the Rules Committee. Seconded.

Adopted upon a voice vote.

### NEW BUSINESS

Campbell offered an Ordinance amending Title 2, Chapter 35 of the Minneapolis Code of Ordinances relating to *Administration: Capital Long Range Improvement Program Process*, which was given its first reading and referred to the Ways & Means/Budget Committee (Amending to accommodate the January 2000 Finance Department reorganization).

McDonald offered an Ordinance amending Title 20, Chapter 549 of the Minneapolis Code of Ordinances relating to *Zoning Code. Downtown Districts*, which was given its first reading and referred to the Zoning & Planning Committee (Amending Section 549.30, Table 549-1, to classify Telephone Exchange as a permitted use in the B4, B4S and B4C Districts).

Campbell moved to adjourn. Seconded.

Adopted. Yeas, 12; Nays none.

Absent - Biernat.

Adjourned.

MERRY KEEFE,  
City Clerk.